

1 ***-3266/P1.39*** SECTION 56. 69.24 (1) (intro.) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 69.24 (1) (intro.) Any person who does any of the following ~~shall be fined not~~
4 ~~more than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class
5 I felony:

6 ***-3266/P1.40*** SECTION 57. 70.47 (18) (a) of the statutes, as affected by 1997
7 Wisconsin Act 283, is amended to read:

8 70.47 (18) (a) Whoever with intent to injure or defraud alters, damages,
9 removes or conceals any of the items specified under subs. (8) (f) and (17) ~~may be fined~~
10 ~~not more than \$1,000 or imprisoned for not more than 3 years or both~~ is guilty of a
11 Class I felony.

12 ***-3266/P1.41*** SECTION 58. 7 1.83 (2) (b) of the statutes, as affected by 1997
13 Wisconsin Act 283, is amended to read:

14 7 1.83 (2) (b) *Felony 1. 'False income tax return: fraud.'* Any person, other than
15 a corporation or limited liability company, who renders a false or fraudulent income
16 tax return with intent to defeat or evade any assessment required by this chapter
17 ~~shall be~~ is guilty of a Class H felony and may be ~~fined not more than \$10,000 or~~
18 ~~imprisoned for not more than 7 years and 6 months or both, together with assessed~~
19 the cost of prosecution. In this subdivision, "return" includes a separate return filed
20 by a spouse with respect to a taxable year for which a joint return is filed under s.
21 7 1.03 (2) (g) to (L) after the filing of that separate return, and a joint return filed by
22 the spouses with respect to a taxable year for which a separate return is filed under
23 s. 7 1.03 (2) (m) after the filing of that joint return.

24 2. 'Officer of a corporation; false franchise or income tax return.' Any officer
25 of a corporation or manager of a limited liability company required by law to make,

1 render, sign or verify any franchise or income tax return, who makes any false or
2 fraudulent franchise or income tax return, with intent to defeat or evade any
3 assessment required by this chapter &&l-be is guilty of a Class H felony and may
4 ~~be fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
5 ~~or both, together with~~ assessed the cost of prosecution.

6 3. 'Evasion.' Any person who removes, deposits or conceals or aids in removing,
7 depositing or concealing any property upon which a levy is authorized with intent
8 to evade or defeat the assessment or collection of any tax administered by the
9 department is aulity of a Class I felony and may be ~~fined not more than \$5,000 or~~
10 ~~imprisoned for not more than 4 years and 6 months or both, together with~~ assessed
11 ~~the costs~~ cost of prosecution.

12 4. 'Fraudulent claim for credit.' ~~The~~ A claimant who ~~filed~~ files a claim for credit
13 under s. 71.07, 71.28 or 71.47 or subch. VIII or IX that is false or excessive and was
14 filed with fraudulent intent and any person who ~~assisted, with fraudulent intent,~~
15 assists in the preparation or filing of the false or excessive claim or supplied
16 information upon which the false or excessive claim was prepared-
17 - is guilty of a Class H felony and may be fined not more than \$10,000 or
18 ~~imprisoned for not more than 7 years and 6 months or botⁿ together with~~ assessed
19 the cost of prosecution.

20 ***-3266/P1.42*** SECTION 59. 86.192 (4) of the statutes, as affected by 1997
21 Wisconsin Act 283, is amended to read:

22 86.192 (4) Any person who violates this section ~~shall be fined not more than~~
23 ~~\$10,000 or imprisoned for not more than 7 years or both~~ is guilty of a Class H felony
24 if the injury, defacement or removal causes the death of a person.

1 ***-3266/P1.43*** SECTION 60. 97.43 (4) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 97.43 (4) Whoever violates this section ~~may be fined not less than \$500 nor~~
4 ~~more than \$5,000~~ imprisoned for not more than 7 years and 6 months or both is
5 guilty of a Class H felony.

6 ***-3266/P1.44*** SECTION 61. 97.45 (2) of the statutes, as affected by 1997
7 Wisconsin Act 283, is amended to read:

8 97.45 (2) Whoever violates this section ~~may be fined not less than \$500 nor~~
9 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~ is
10 guilty of a Class H felony.

11 ***-3266/P1.45*** SECTION 62. 100.171 (7) (b) of the statutes is amended to read:

12 100.17 1 (7) (b) Whoever intentionally violates this section ~~may be fined not~~
13 ~~more than \$1,000~~ imprisoned for not more than 3 years or both is guilty of a Class
14 A felony if the person intentionally violates this section if the violation occurs after the
15 department or a district attorney has notified the person by certified mail that the
16 person is in violation of this section.

17 ***-3266/P1.46*** SECTION 63. 100.2095 (6) (d) of the statutes is amended to read:

18 100.2095 (6) (d) A person who violates sub. (3), (4) or (5) may be fined not ~~less~~
19 ~~than \$100 nor~~ more than \$1,000 \$10,000 or imprisoned for not more than ~~one year~~
20 9 months or both. Each day of violation constitutes a separate offense.

21 ***-3266/P1.47*** SECTION 64. 100.26 (2) of the statutes, as affected by 1997
22 Wisconsin Act 283, is amended to read:

23 100.26 (2) Any person violating s. 100.02 ~~shall be fined not less than \$50 nor~~
24 ~~more than \$3,000 or imprisoned for not less than 30 days nor more than 4 years and~~
25 ~~6 months or both is guilty of a Class I felony.~~ is guilty of a Class I felony.

1 ***-3266/P1.48*** SECTION 65. 100.26 (5) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 100.26 (5) Any person violating s. 100.06 or any order or regulation of the
4 department thereunder, or s. 100.18 (9), ~~shall~~ may be fined not ~~less than \$100 nor~~
5 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2-years~~ 9 months or both.
6 Each day of violation constitutes a separate offense.

7 ***-3266/P1.49*** SECTION 66. 100.26 (7) of the statutes, as affected by 1997
8 Wisconsin Act 283, is amended to read:

9 100.26 (7) Anypersonviolatings. 100.182 ~~shall~~ may be fined not ~~less than \$500~~
10 nor more than ~~\$5,000~~ \$10,000 or imprisoned for not more than ~~Z-years~~ 9 months or
11 both for each offense. Each unlawful advertisement published, printed or mailed on
12 separate days or in separate publications, hand bills or direct mailings is a separate
13 violation of this section.

14 ***-3266/P1.50*** SECTION 67. 101.143 (10) (b) of the statutes, as affected by 1997
15 Wisconsin Act 283, is amended to read:

16 10 1.143 **(10)** (b) Any owner or operator, person owning a home oil tank system
17 or service provider who intentionally destroys a document that is relevant to a claim
18 for reimbursement under this section ~~may be fined not more than \$ 10,000 or~~
19 ~~imprisoned for not more than 15 years or both~~ is guilty of a Class G felony.

20 ***-3266/P1.5 1*** SECTION 68. 101.94 (8) (b) of the statutes, as affected by 1997
21 Wisconsin Act 283, is amended to read:

22 10 1.94 (8) (b) Any individual or a director, officer or agent of a corporation who
23 knowingly and wilfully violates this subchapter in a manner which threatens the
24 health or safety of a purchaser ~~shall~~ may be fined not more than ~~\$1,000~~ \$10,000 or
25 imprisoned for not more than ~~2-years~~ 9 months or both.

1 ***-3266/P1.52*** SECTION 69. 102.835 (11) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 102.835 (11) EVASION. Any person who removes, deposits or conceals or aids in
4 removing, depositing or concealing any property upon which a levy is authorized
5 under this section with intent to evade or defeat the assessment or collection of any
6 debt ~~may be fined not more than \$5,000 or imprisoned for not more than 4 years and~~
7 ~~6 months or both~~, is guilty of a Class I felony and shall be liable to the state for the
8 costs of prosecution.

9 ***-3266/P1.53*** SECTION 70. 102.835 (18) of the statutes, as affected by 1997
10 Wisconsin Act 283, is amended to read:

11 102.835 (18) RESTRICTION ON EMPLOYMENT PENALTIES BY REASON OF LEVY. No
12 employer may discharge or otherwise discriminate with respect to the terms and
13 conditions of employment against any employe by reason of the fact that his or her
14 earnings have been subject to levy for any one levy or because of compliance with any
15 provision of this section. Whoever wilfully violates this subsection may be fined not
16 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

17 ***-3266/P1.54*** SECTION 71. 102.85 (3) of the statutes, as affected by 1997
18 Wisconsin Act 283, is amended to read:

19 102.85 (3) An employer who violates an order to cease operations under s.
20 102.28 (4) ~~may be fined not more than \$10,000 or imprisoned for not more than 3~~
21 ~~years or both~~ is guilty of a Class I felony.

22 ***-3266/P1.55*** SECTION 72. 108.225 (11) of the statutes, as affected by 1997
23 Wisconsin Act 283, is amended to read:

24 108.225 (11) EVASION. Any person who removes, deposits or conceals or aids in
25 removing, depositing or concealing any property upon which a levy is authorized

1 under this section with intent to evade or defeat the assessment or collection of any
2 ~~debt may be fined not more than \$5,000 or imprisoned for not more than 4 years and~~
3 ~~6 months or both, is guilty of a Class I felony~~ and shall be liable to the state for the
4 costs of prosecution.

5 ***-3266/P1.56*** SECTION 73. 108.225 (18) of the statutes, as affected by 1997
6 Wisconsin Act 283, is amended to read:

7 108.225 (18) **RESTRICTION ON EMPLOYMENT PENALTIES BY REASON OF LEVY.** No
8 employer may discharge or otherwise discriminate with respect to the terms and
9 conditions of employment against any employe by reason of the fact that his or her
10 earnings have been subject to levy for any one levy or because of compliance with any
11 provision of this section. Whoever wilfully violates this subsection may be fined not
12 more than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

13 ***-0590/P5.9*** SECTION 74. 110.07 (5) (a) of the statutes is amended to read:

14 110.07 (5) (a) In this subsection, "bulletproof garment" ~~has the meaning given~~
15 ~~in s. 939.64 (1)~~ means a vest or other garment designed, redesigned or adapted to
16 prevent bullets from penetrating through the garment.

17 ***-3266/P1.57*** SECTION 75. 114.20 (18) (c) of the statutes, as affected by 1997
18 Wisconsin Act 283, is amended to read:

19 114.20 (18) (c) Any person who knowingly makes a false statement in any
20 application or in any other document required to be filed with the department, or who
21 knowingly foregoes the submission of any application, document, or any registration
22 certificate or transfer ~~shall be fined not more than \$5,000 or imprisoned for not more~~
23 ~~than 7 years and 6 months or both~~ is guilty of a Class H felony.

24 ***-0590/P5.10*** SECTION 76. 115.31 (2g) of the statutes is amended to read:

1 115.3 1 **(2g)** Notwithstanding subch. II of ch. 111, the state superintendent shall
2 revoke a license granted by the state superintendent, without a hearing, if the
3 licensee is convicted of any Class A, B, C ~~or~~, D, E, F, G or H felony under ch. 940 or
4 948, except ss. 940.08 and 940.205, for a violation that occurs on or after September
5 12, 1991.

6 ***-0590/P5.11*** SECTION 77. 118.19 (4) (a) of the statutes is amended to read:

7 118.19 (4) (a) Notwithstanding subch. II of ch. 111, the state superintendent
8 may not grant a license to any person who has been convicted of any Class A, B, C
9 or, D, E, F, G or H felony under ch. 940 or 948, except ss. 940.08 and 940.205, or of
10 an equivalent crime in another state or country, for a violation that occurs on or after
11 September 12, 1991, for 6 years following the date of the conviction, and may grant
12 the license only if the person establishes by clear and convincing evidence that he or
13 she is entitled to the license.

14 ***-3266/P1.58*** SECTION 78. 125.075 (2) of the statutes, as affected by 1997
15 Wisconsin Act 283, is renumbered 125.075 (2) (a) and amended to read:

16 125.075 (2) (a) Whoever violates sub. (1) ~~may be fined not more than \$10,000~~
17 ~~or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
18 felony if the underage person suffers great bodily harm, as defined in s. 939.22 (14).

19 ***-3266/P1.59*** SECTION 79. 125.075 (2) (b) of the statutes is created to read:

20 125.075 (2) (b) Whoever violates sub. (1) is guilty of a Class G felony if the
21 underage person dies.

22 ***-3266/P1.60*** SECTION 80. 125.085 (3) (a) 2. of the statutes, as affected by 1997
23 Wisconsin Act 283, is amended to read:

1 125.085 (3) (a) 2. Any person who violates subd. 1. for money or other
2 consideration ~~may be fined not more than \$10,000 or imprisoned for not more than~~
3 ~~3 years or both~~ is guilty of a Class I felony.

4 ***-3266/P1.61*** SECTION 81. 125.105 (2) (b) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 125.105 (2) (b) Whoever violates sub. (1) to commit, or abet the commission of,
7 a crime ~~may be fined not more than \$10,000 or imprisoned for not more than 7 years~~
8 ~~and 6 months or both~~ is guilty of a Class H felony.

9 ***-3266/P1.62*** SECTION 82. 125.66 (3) of the statutes, as affected by 1997
10 Wisconsin Act 283, is amended to read:

11 125.66 (3) Any person manufacturing or rectifying intoxicating liquor without
12 holding appropriate permits under this chapter, or any person who sells such liquor,
13 ~~shall be fined not more than \$10,000 or imprisoned for not more than 15 years or~~
14 ~~both~~ Second or subsequent convictions shall be punished by both the fine and
15 imprisonment is guilty of a Class F felony.

16 ***-3266/P1.63*** SECTION 83. 125.68 (12) (b) of the statutes, as affected by 1997
17 Wisconsin Act 283, is amended to read:

18 125.68 (12) (b) Whoever violates par. (a) ~~shall be fined not more than \$1,000 nor~~
19 ~~more than \$5,000 or imprisoned for not less than one year nor more than 15 years~~
20 ~~or both~~ is guilty of a Class F felony.

21 ***-3266/P1.64*** SECTION 84. 125.68 (12) (c) of the statutes, as affected by 1997
22 Wisconsin Act 283, is amended to read:

23 125.68 (12) (c) Any person causing the death of another human being through
24 the selling or otherwise disposing of, for beverage purposes, either denatured alcohol

1 or alcohol or alcoholic liquid redistilled from denatured alcohol-
2 ~~for not more than 15 years is guilty of a Class E felony.~~

3 ***-3266/P1.65*** SECTION 85. 132.20 (2) of the statutes, as affected by 1997
4 Wisconsin Act 283, is amended to read:

5 132.20 (2) Any person who, with intent to deceive, traffics or attempts to traffic
6 in this state in a counterfeit mark or in any goods or service bearing or provided
7 under a counterfeit mark ~~shall is guilty of a Class H felony, except that,~~
8 notwithstanding: the maximum fine specified in s. 939.50 (3) (h), if the person is an
9 individual, he or she may be fined not more than \$250,000 ~~or imprisoned for not more~~
10 ~~than 7 years and 6 months or both, or, and~~ if the person is not an individual, the
11 person may be fined not more than \$1,000,000.

12 ***-3266/P1.66*** SECTION 86. 133.03 (1) of the statutes, as affected by 1997
13 Wisconsin Act 283, is amended to read:

14 133.03 (1) Every contract, combination in the form of trust or otherwise, or
15 conspiracy, in restraint of trade or commerce is illegal. Every person who makes any
16 contract or engages in any combination or conspiracy in restraint of trade or
17 commerce is guilty of a Class H felony. except that. notwithstanding the maximum
18 fine specified in s. 939.50 (3) (h), the person may be fined not more than \$100,000 if
19 a corporation, or, if any other person, may be fined not more than \$50,000 or
20 ~~imprisoned for not more than 7 years and 6 months or both~~

21 ***-3266/P1.67*** SECTION 87. 133.03 (2) of the statutes, as affected by 1997
22 Wisconsin Act 283, is amended to read:

23 133.03 (2) Every person who monopolizes, or attempts to monopolize, or
24 combines or conspires with any other person or persons to monopolize any part of
25 trade or commerce is guilty of a Class H felony. except that. notwithstanding the

1 maximum fine specified in s. 939.50 (3) (h), the person may be fined not more than
2 \$100,000 if a corporation, or, if any other person, may be fined not more than \$50,000
3 ~~or imprisoned for not more than 7 years and 6 months or both.~~

4 ***-3266/P1.68*** SECTION 88. 134.05 (4) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 134.05 (4) Whoever violates sub. (1), (2) or (3) ~~shall be punished by a fine of not~~
7 ~~less than \$10 nor more than \$500 or by such fine and by imprisonment for not more~~
8 ~~than 2 years~~ may be fined not more than \$10,000 or imorisoned for not more than
9 9 months or both.

10 ***-3266/P1.69*** SECTION 89. 134.16 of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 **134.16 Fraudulently receiving deposits.** Any officer, director, stockholder,
13 cashier, teller, manager, messenger, clerk or agent of any bank, banking, exchange,
14 brokerage or deposit company, corporation or institution, or of any person, company
15 or corporation engaged in whole or in part in banking, brokerage, exchange or deposit
16 business in any way, or any person engaged in such business in whole or in part, who
17 shall accept or receive, on deposit, or for safekeeping, or to loan, from any person any
18 money, or any bills, notes or other paper circulating as money, or any notes, drafts,
19 bills of exchange, bank checks or other commercial paper for safekeeping or for
20 collection, when he or she knows or has good reason to know that such bank, company
21 or corporation or that such person is unsafe or insolvent ~~shall be imprisoned in the~~
22 ~~Wisconsin state prisons for not less than one year nor more than 15 years or fined~~
23 ~~not mor~~^A than \$10,000 is guilty of a Class F felony.

24 ***-3266/P1.70*** SECTION 90. 134.20 (1) (intro.) of the statutes, as affected by
25 1997 Wisconsin Act 283, is amended to read:

1 134.20 **(1)** (intro.) Whoever, with intent to defraud, does any of the following
2 ~~shall be fined not more than \$5,000 or imprisoned for not more than 7 years and 6~~
3 ~~months or both~~ is guilty of a Class H felony:

4 ***-3266/P1.71*** **SECTION 91.** 134.205 (4) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 134.205 (4) Whoever, with intent to defraud, issues a warehouse receipt
7 without entering the same in a register as required by this section ~~shall be fined not~~
8 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
9 guilty of a Class H felony.

10 ***-3266/P1.72*** **SECTION 92.** 134.58 of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 **134.58 Use of unauthorized persons as officers.** Any person who,
13 individually, in concert with another or as agent or officer of any firm, joint-stock
14 company or corporation, uses, employs; aids or assists in employing any body of
15 armed persons to act as militia, police or peace officers for the protection of persons
16 or property or for the suppression of strikes, not being authorized by the laws of this
17 state to so act, ~~shall be fined not more than \$1,000 or imprisoned for not less than~~
18 ~~one year not more than 4 years and 6 months or both~~ is guilty of a Class I felony.

19 ***-3266/P1.73*** **SECTION 93.** 139.44 (1) of the statutes, as affected by 1997
20 Wisconsin Act 283. is amended to read:

21 139.44 **(1)** Any person who falsely or fraudulently makes, alters or counterfeits
22 any stamp or procures or causes the same to be done, or who knowingly utters,
23 publishes, passes or tenders as true any false, altered or counterfeit stamp, or who
24 affixes the same to any package or container of cigarettes, or who possesses with the
25 intent to sell any cigarettes in containers to which false, altered or counterfeit stamps

1 have been affixed ~~shall be imprisoned for not less than one year nor more than 15~~
2 years is guilty of a Class G felony.

3 ***-3266/P1.74*** SECTION 94. 139.44 (1m) of the statutes, as affected by 1997
4 Wisconsin Act 283, is amended to read:

5 139.44 (1m) Any person who falsely or fraudulently tampers with a cigarette
6 meter in order to evade the tax under s. 139.31 ~~shall be imprisoned for not less than~~
7 one year nor more than 15 years is guilty of a Class G felony.

8 ***-3266/P1.75*** SECTION 95. 139.44 (2) of the statutes, as affected by 1997
9 Wisconsin Act 283, is amended to read:

10 139.44 (2) Any person who makes or signs any false or fraudulent report or who
11 attempts to evade the tax imposed by s. 139.31 or 139.76, or who aids in or abets the
12 evasion or attempted evasion of that tax ~~shall may be fined not less than \$1,000 nor~~
13 more than \$5,000 \$10,000 or imprisoned for not less than 90 days nor more than 2
14 years 9 months or both.

15 ***-3266/P1.76*** SECTION 96. 139.44 (8) (c) of the statutes, as affected by 1997
16 Wisconsin Act 283, is amended to read:

17 139.44 (8) (c) If the number of cigarettes exceeds 36,000, ~~a fine of not more than~~
18 \$10,000 or imprisonment for not more than 3 years or both the person is guilty of a
19 Class I felony.

20 ***-3266/P1.77*** SECTION 97. 139.95 (2) of the statutes, as affected by 1997
21 Wisconsin Act 283, is amended to read:

22 139.95 (2) A dealer who possesses a schedule I controlled substance or schedule
23 II controlled substance that does not bear evidence that the tax under s. 139.88 has
24 been paid ~~may be fined not more than \$10,000 or imprisoned for not more than 7~~
25 years 16 months or both is guilty of a Class H felony.

1 ***-3266/P1.78*** SECTION 98. 139.95 (3) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 139.95 (3) Any person who falsely or fraudulently makes, alters or counterfeits
4 any stamp or procures or causes the same to be done or who knowingly utters,
5 publishes, passes or tenders as true any false, altered or counterfeit stamp or who
6 affixes a counterfeit stamp to a schedule I controlled substance or schedule II
7 controlled substance or who possesses a schedule I controlled substance or schedule
8 II controlled substance to which a false, altered or counterfeit stamp is affixed ~~may~~
9 ~~be fined not more than \$10,000 or imprisoned for not less than one year nor more~~
10 ~~than 15 years or both~~ is guilty of a Class F felony.

11 ***-3266/P1.79*** SECTION 99. 146.345 (3) of the statutes, as affected by 1997
12 Wisconsin Act 283, is amended to read:

13 146.345 (3) Any person who violates this section is guilty of a Class H felony.
14 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (h), the
15 person may be fined not more than \$50,000 ~~or imprisoned for~~ ~~than 7 years~~
16 ~~and 6 months or both.~~

17 ***-3266/P1.80*** SECTION 100. 146.35 (5) of the statutes, as affected by 1997
18 Wisconsin Act 283, is amended to read:

19 146.35 (5) Whoever violates sub. (2) ~~may be fined not more than \$10,000 or~~
20 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
21 felony.

22 ***-3266/P1.81*** SECTION 101. 146.60 (9) (am) of the statutes, as affected by 1997
23 Wisconsin Act 283, is amended to read:

1 146.60 (9) (am) For a 2nd or subsequent violation under par. (ag), a person ~~shall~~
2 may be fined not ~~less than \$1,000 nor~~ more than \$50,000 or imprisoned for not more
3 than ~~2 years 9 months~~ or both.

4 ***-3266/P1.82*** SECTION 102. 146.70 (10) (a) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 146.70 (10) (a) Any person who intentionally dials the telephone number "9 11"
7 to report an emergency, knowing that the fact situation which he or she reports does
8 not exist, shall be fined not less than \$50 nor more than \$300 or imprisoned not more
9 than 90 days or both for the first offense and ~~shall be fined not more than \$10,000~~
10 ~~or imprisoned for not more than 5 years and 6 months or both~~ is guilty of a Class H
11 felony for any other offense committed within 4 years after the first offense.

12 ***-3266/P1.83*** SECTION 103. 154.15 (2) of the statutes, as affected by 1997
13 Wisconsin Act 283, is amended to read:

14 154.15 (2) Any person who, with the intent to- cause a withholding or
15 withdrawal of life-sustaining procedures or feeding tubes contrary to the wishes of
16 the declarant, illegally falsifies or forges the declaration of another or conceals a
17 declaration revoked under s. 154.05 (1) (a) or (b) or any person who intentionally
18 withholds actual knowledge of a revocation under s. 154.05 ~~shall be fined not more~~
19 ~~than \$10,000 or imprisoned for not more than 10 years or both~~ is guilty of a Class F
20 felony.

21 ***-3266/P1.84*** SECTION 104. 154.29 (2) of the statutes, as affected by 1997
22 Wisconsin Act 283, is amended to read:

23 154.29 (2) Any person who, with the intent to cause the withholding or
24 withdrawal of resuscitation contrary to the wishes of any patient, falsifies, forges or
25 transfers a do-not-resuscitate bracelet to that patient or conceals the revocation

1 under s. 154.21 of a do-not-resuscitate order or any responsible person who
2 withholds personal knowledge of a revocation under s. 154.21 ~~shall be fined not more~~
3 ~~than \$10,000 or imprisoned for not more than 15 years or both~~ is guilty of a Class F
4 felony.

5 ***-3266/P1.85*** SECTION 105. 166.20 (11) (b) of the statutes, as affected by 1997
6 Wisconsin Act 283, is amended to read:

7 166.20 (11) (b) Any person who knowingly and wilfully fails to report the
8 release of a hazardous substance covered under 42 USC 11004 as required under sub.
9 (5) (a) 2. or any rule promulgated under sub. (5) (a) 2. shall be subject to the following
10 penalties:

11 1. For the first offense, the person is guilty of a Class I felony, except that,
12 notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may be
13 fined not less than \$100 nor more than \$25,000 or imprisoned for not more than 3
14 years or both.

15 2. For the 2nd and subsequent offenses, the person is guilty of a Class I felony,
16 except that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the
17 person may be fined not less than \$200 nor more than \$50,000 or imprisoned for not
18 more than 3 years or both.

19 ***-3266/P1.86*** SECTION 106. 167.10 (9) (g) of the statutes, as affected by 1997
20 Wisconsin Act 283, is amended to read:

21 167.10 (9) (g) Whoever violates sub. (6m) (a), (b) or (c) or a rule promulgated
22 under sub. (6m) (e) ~~may be fined not more than \$10,000 or imprisoned for not more~~
23 ~~than 15 years or both~~ is guilty of a Class G felony.

24 ***-3266/P1.87*** SECTION 107. 175.20 (3) of the statutes, as affected by 1997
25 Wisconsin Act 283, is amended to read:

1 175.20 (3) Any person who violates any of the provisions of this section ~~shall~~
2 ~~may be fined not less than \$25 nor more than \$1,000 and \$10,000 or~~ may be
3 ~~imprisoned for not less than 30 days nor more than 2 years~~ 9 months or both. In
4 addition, the court may revoke the license or licenses of the person or persons
5 convicted.

6 ***-3266/P1.88*** SECTION 108. 180.0129 (2) of the statutes, as affected by 1997
7 Wisconsin Act 283, is amended to read:

8 180.0 129 (2) Whoever violates this section ~~may be fined not more than \$10,000~~
9 ~~or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

10 ***-3266/P1.89*** SECTION 109. 181.0129 (2) of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 181.0129 (2) PENALTY. Whoever violates this section ~~may be fined not more~~
13 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is nuiltv of a Class I
14 felony.

15 ***-3266/P1.90*** SECTION 110. 185.825 of the statutes, as affected by 1997
16 Wisconsin Act 283, is amended to read:

17 **185.825 Penalty for false document.** Whoever causes a document to be
18 filed, knowing it to be false in any material respect, ~~may be fined not more than~~
19 ~~\$1,000 or imprisoned for not more than 3 years and 6 months or both~~ is euilty of a
20 Class I felony.

21 ***-3266/P1.91*** SECTION 111. 200.09 (2) of the statutes, as affected by 1997
22 Wisconsin Act 283, is amended to read:

23 200.09 (2) Every director, president, secretary or other official or agent of any
24 public service corporation, who shall practice fraud or knowingly make any false
25 statement to secure a certificate of authority to issue any security, or issue under a

1 certificate so obtained and with knowledge of such fraud, or false statement, or
2 negotiate, or cause to be negotiated, any security, in violation of this chapter, shall
3 ~~be fined not less than \$500 or imprisoned for not less than one year nor more than~~
4 ~~15 years or both~~ is guilty of a Class I felony.

5 ***-3266/P1.92* SECTION 112.** 214.93 of the statutes, as affected by 1997
6 Wisconsin Act 283, is amended to read:

7 **214.93 False statements.** A person may not knowingly make, cause, or allow
8 another person to make or cause to be made, a false statement, under oath if required
9 by this chapter or on any report or statement required by the division or by this
10 chapter. In addition to any forfeiture under s. 214.935, a person who violates this
11 section ~~may be imprisoned for not more than 30 years~~ is guilty of a Class F felony.

12 ***-3266/P1.93* SECTION 113.** 215.02 (6) (b) of the statutes, as affected by 1997
13 Wisconsin Act 283, is amended to read:

14 2 15.02 (6) (b) If any person mentioned in par. (a) discloses the name of any
15 debtor of any association or any information about the private account or
16 transactions of such association, discloses any fact obtained in the course of any
17 examination of any association, or discloses examination or other confidential
18 information obtained from any state or federal regulatory authority, including an
19 authority of this state or another state, for financial institutions, mortgage bankers,
20 insurance or securities, except as provided in par. (a), he or she is guilty of a Class
21 I felony and shall forfeit his or her office or position ~~and may be fined not less than~~
22 ~~\$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more than~~
23 ~~3 years or both.~~

24 ***-3266/P1.94* SECTION 114.** 215.12 of the statutes, as affected by 1997
25 Wisconsin Act 283, is amended to read:

1 **2 15.12 Penalty for dishonest acts; falsification of records.** Every officer,
2 director, employe or agent of any association who steals, abstracts, or wilfully
3 misapplies any property of the association, whether owned by it or held in trust, or
4 who, without authority, issues or puts forth any certificate of savings accounts,
5 assigns any note, bond, mortgage, judgment or decree, or, who makes any false entry
6 in any book, record, report or statement of the association with intent to injure or
7 defraud the association or any person or corporation, or to deceive any officer or
8 director of the association, or any other person, or any agent appointed to examine
9 the affairs of such association, or any person who, with like intent, aids or abets any
10 officer, director, employe or agent in the violation of this section, ~~shall be imprisoned~~
11 ~~in the Wisconsin state prisons for not more than 30 years is guilty of a Class F felony.~~

12 ***-3266/P1.95*** **SECTION 115.** 215.21 (21) of the statutes, as affected by 1997
13 Wisconsin Act 283, is amended to read:

14 215.21 (21) **PENALTY FOR GIVING OR ACCEPTING MONEY FOR LOANS.** Every officer,
15 director, employe or agent of any association, or any appraiser making appraisals for
16 any association, who accepts or receives, or offers or agrees to accept or receive
17 anything of value in consideration of its loaning any money to any person; or any
18 person who offers, gives, presents or agrees to give or present anything of value to
19 any officer, director, employe or agent of any association or to any appraiser making
20 appraisals for any association in consideration of its loaning money to the person,
21 ~~shall be fined not more than \$10,000 or imprisoned in the Wisconsin state prisons~~
22 ~~for not more than 3 years or both is guilty of a Class I felony.~~ Nothing in this
23 subsection prohibits an association from employing an officer, employe or agent to
24 solicit mortgage loans and to pay the officer, employe or agent on a fee basis.

1 ***-3266/P1.96*** SECTION 116. 218.21 (7) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 218.21 (7) Any person who knowingly makes a false statement in an
4 application for a motor vehicle salvage dealer license ~~may be fined not more than~~
5 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
6 Class H felony.

7 ***-3266/P1.97*** SECTION 117. **220.06 (2)** of the statutes, as affected by 1997
8 Wisconsin Act 283, is amended to read:

9 220.06 (2) If any employe in the division or any member of the banking review
10 board or any employe thereof discloses the name of any debtor of any bank or
11 licensee, or anything relative to the private account or transactions of such bank or
12 licensee, or any fact obtained in the course of any examination of any bank or
13 licensee, except as herein provided, that person is guilty of a Class I felony and shall
14 be subject, upon conviction, to forfeiture of office or position and ~~may be fined not less~~
15 ~~than \$100 nor more than \$1,000 or imprisoned for not less than 6 months nor more~~
16 ~~than 3 years or both.~~

17 ***-3266/P1.98*** SECTION 118. 221.0625 (2) (intro.) of the statutes, as affected
18 by 1997 Wisconsin Act 283, is amended to read:

19 **22 1.0625 (2) PENALTY.** (intro.) An officer or director of a bank who, in violation
20 of this section, directly or indirectly does any of the following ~~may be imprisoned for~~
21 ~~not more than 15 years~~ is guilty of a Class F felony:

22 ***-3266/P1.99*** SECTION 119. 221.0636 (2) of the statutes, as affected by 1997
23 Wisconsin Act 283, is amended to read:

24 **221.0636 (2) PENALTY.** Any person who violates sub. (1) ~~may be imprisoned for~~
25 ~~not more than 30 years~~ is guilty of a Class H felony.

1 ***-3266/P1.100*** SECTION 120. 221.0637 (2) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 221.0637 (2) **PENALTIES.** Any person who violates sub. (1) ~~may be fined not more~~
4 ~~than \$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I
5 felony.

6 ***-3266/P1.101*** SECTION 121. 221.1004 (2) of the statutes, as affected by 1997
7 Wisconsin Act 283, is amended to read:

8 22 1.1004 (2) **PENALTIES.** Any person who violates sub. (1) ~~may be fined not less~~
9 ~~than \$1,000 nor more than \$5,000 or imprisoned for not less than one year nor more~~
10 ~~than 15 years or both~~ is guilty of a Class F felony.

11 ***-3361/P2.10*** SECTION 122. 227.01 (13) (sm) of the statutes is created to read:

12 227.01 (13) (sm) Establishes sentencing guidelines under s. 973.30 (1) (c).

13 ***-3361/P2.11*** SECTION 123. 230.08 (2) (L) 6. of the statutes is created to read:

14 230.08 (2) (L) 6. Sentencing commission.

15 ***-3361/P2.12*** SECTION 124. 230.08 (2) (of) of the statutes is created to read:

16 230.08 (2) (of) The executive director of the sentencing commission.

17 ***-3266/P1.102*** SECTION 125. 253.06 (4) (b) of the statutes is amended to read:

18 253.06 (4) (b) A person who violates any provision of this subsection may be
19 ~~fined not more than \$10,000 or imprisoned for not more than 3 years, or both,~~ is guilty
20 of a Class I felony for the first offense and ~~may be fined not r~~ ~~han \$10,000 or~~
21 ~~imprisoned for not more than 7 years and 6 months, or both,~~ is guilty of a Class H
22 felony for the 2nd or subsequent offense.

23 ***-3266/P1.103*** SECTION 126. 285.87 (2) (b) of the statutes, as affected by 1997

24 Wisconsin Act 283, is amended to read:

1 285.87 (2) (b) If the conviction under par. (a) is for a violation committed after
2 another conviction under par. (a), the person ~~shall is guilty of a Class I felony, except~~
3 ~~that, notwithstanding the maximum fine specified in s. 939.50 (3) (i), the person may~~
4 be fined not more than \$50,000 per day of violation or ~~imprisoned for not more than~~
5 ~~3 years or both.~~

6 ***-3266/P1.104*** SECTION 127. 291.97 (2) (b) (intro.) of the statutes, as affected
7 by 1997 Wisconsin Act 283, is amended to read:

8 29 1.97 (2) (b) (intro.) Any person who wilfully does any of the following ~~shall~~
9 ~~is guilty of a Class H felony, except that, notwithstanding the maximum fine specified~~
10 ~~in s. 939.50 (3) (h), the person may be fined not less than \$1,000 nor more than~~
11 ~~\$100,000 or imprisoned for not more than 7 years and 6 months or both:~~

12 ***-3266/P1.105*** SECTION 128. 291.97 (2) (c) 1. and 2. of the statutes, as affected
13 by 1997 Wisconsin Act 283, are amended to read:

14 29 1.97 (2) (c) 1. For a 2nd or subsequent violation under par. (a), a person ~~shall~~
15 ~~is aulty of a Class I felony, except that, notwithstanding the maximum fine specified~~
16 ~~in s. 939.50 (3) (i), the person may be fined not less than \$1,000 nor more than \$50,000~~
17 ~~or imprisoned for not more than 2 years or both.~~

18 2. For a 2nd or subsequent violation under par. (b), a person ~~shall is guilty of~~
19 ~~a Class F felony, except that, notwithstanding the maximum fine specified in s.~~
20 ~~939.50 (3) (f), the person may be fined not less than \$5,000 nor more than \$150,000~~
21 ~~or imprisoned for not more than 15 years or both.~~

22 ***-3266/P1.106*** SECTION 129. 299.53 (4) (c) 2. of the statutes, as affected by
23 1997 Wisconsin Act 283, is amended to read:

24 299.53 (4) (c) 2. Any person who intentionally makes any false statement or
25 representation in complying with sub. (2) (a) shall be fined not more than \$25,000

1 or imprisoned for not more than one year in the county jail or both. For a 2nd or
2 subsequent violation, the person ~~shall is guilty of a Class I felony. except that,~~
3 ~~notwithstanding the maximum fine specified in s. 939.50 (3)(i), the person may be~~
4 ~~fined not more than \$50,000 or imprisoned for not more than 3 years or both.~~

5 ***-2889/P3.1* SECTION 130.** 301.035 (2) of the statutes is amended to read:

6 301.035 (2) Assign hearing examiners from the division to preside over
7 hearings under ss. 302.11 (7), ~~302.113 (9), 302.114 (9),~~ 938.357 (5), 973.10 and 975.10
8 (2) and ch. 304.

9 ***-2889/P3.2* SECTION 131.** 301.035 (4) of the statutes is amended to read:

10 301.035 (4) supervise employes in the conduct of the activities of the division
11 and be the administrative reviewing authority for decisions of the division under ss.
12 302.11 (7), ~~302.113 (9), 302.114 (9),~~ 938.357 (5), 973.10, 973.155 (2) and 975.10 (2) and
13 ch. 304.

14 ***-0590/P5.12* SECTION 132.** 301.26 (4) (cm) 1. of the statutes is amended to
15 read:

16 301.26 (4) (cm) 1. Notwithstanding pars. (a), (b) and (bm), the department shall
17 transfer funds from the appropriation under s. 20.410 (3) (cg) to the appropriations
18 under s. 20.410 (3) (hm), (ho) and (hr) for the purpose of reimbursing juvenile
19 correctional institutions, secured child caring institutions, as defined in s. 938.02
20 (15g), alternate care providers, aftercare supervision providers and corrective
21 sanctions supervision providers for costs incurred beginning on July 1, 1996, for the
22 care of any juvenile 14 years of age or over who has been placed in a juvenile
23 correctional facility based on a delinquent act that is a violation of s. 939.3 1, 939.32
24 (1) (a), 940.03, 940.21, 940.225 (l), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10
25 (2), 943.23 (1g), ~~(1m) or (1r),~~ 943.32 (2), 948.02 (l), 948.025, ~~(1) or~~ 948.30 (2), ~~948.35~~

1 ~~(1) (b) or 948.36~~ and for the care of any juvenile 10 years of age or over who has been
2 placed in a juvenile correctional institution or a secured child caring institution for
3 attempting or committing a violation of s. 940.01 or for committing a violation of s.
4 940.02 or 940.05.

5 ***-3266/P1.107*** SECTION 133. 302.095 (2) of the statutes, as affected by 1997
6 Wisconsin Act 283, is amended to read:

7 302.095 (2) Any officer or other person who delivers or procures to be delivered
8 or has in his or her possession with intent to deliver to any inmate confined in a jail
9 or state prison, or who deposits or conceals in or about a jail or prison, or the precincts
10 of a jail or prison, or in any vehicle going into the premises belonging to a jail or
11 prison, any article or thing whatever, with intent that any inmate confined in the jail
12 or prison shall obtain or receive the same, or who receives from any inmate any
13 article or thing whatever with intent to convey the same out of a jail or prison,
14 contrary to the rules or regulations and without the knowledge or permission of the
15 sheriff or other keeper of the jail, in the case of a jail, or of the warden or
16 superintendent of the prison, in the case of a prison, ~~shall be imprisoned for not more~~
17 ~~than 3 years or fined not more than \$500~~ is guilty of a Class I felony.

18 ***-0590/P5.13*** SECTION 134. 302.11 (lg) (a) 2. of the statutes is amended to
19 read:

20 302.11 (lg) (a) 2. Any felony under s. 940.02, 940.03, 940.05, 940.09 ~~(1) (1c),~~
21 940.19 (5), 940.195 (5), 940.21, 940.225 (1) or (2), 940.305 (2), 940.31 (1) or (2) (b),
22 943.02, 943.10 (2), 943.23 (1g) ~~or (1m),~~ 943.32 (2), 946.43, 948.02 (1) or (2), 948.025,
23 948.03 (2) (a) or (c), 948.05, 948.06, 948.07, 948.08, or 948.30 (2), ~~948.35 (1) (b) or (c)~~
24 ~~or 948.36.~~

25 ***-3265/P1.2*** SECTION 135. 302.11 (lp) of the statutes is amended to read:

1 302.11 (lp) An inmate serving a term subject to s. 961.49 (2), 1997 stats., for
2 a crime committed before December 31, 1999, is entitled to mandatory release,
3 except the inmate may not be released before he or she has complied with s. 961.49
4 (2), 1997 stats.

5 ***-3370/P2.1*** SECTION 136. 302.113 (2) of the statutes is amended to read:

6 302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this
7 section is entitled to release to extended supervision after he or she has served the
8 term of confinement in prison portion of the sentence imposed under s. 973.01, as
9 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., if
10 applicable.

11 ***-3370/P2.2*** SECTION 137. 302.113 (7) of the statutes is amended to read:

12 302.113 (7) Any person released to extended supervision under this section is
13 subject to all conditions and rules of extended supervision until the expiration of the
14 term of extended supervision portion of the bifurcated sentence. The department
15 may set conditions of extended supervision in addition to any conditions of extended
16 supervision set by the court under sub. (7m) or s. 973.01 (5) if the conditions set by
17 the department do not conflict with the court's conditions.

18 **SECTION 138.** 302.113 (7g) of the statutes is created to read:

19 302.113 (7g) (a) In this subsection, "serious child sex offender" means a person
20 who has been convicted of committing a crime specified in s. 948.02 (1) or (2) or
21 948.025 (1) against a child who had not attained the age of 13 years.

22 (b) Subject to sub. (7), the department may require as a condition of extended
23 supervision that a serious child sex offender undergo pharmacological treatment
24 using an antiandrogen or the chemical equivalent of an antiandrogen. This
25 paragraph does not prohibit the department from requiring pharmacological

1 treatment using an antiandrogen or the chemical equivalent of an antiandrogen as
2 a condition of probation.

3 ***-3370/P2.3* SECTION 139.** 302.113 (7m) of the statutes is created to read:

4 302.113 (7m) (a) Except as provided in par. (e), a person subject to this section
5 or the department may petition the sentencing court to modify any conditions of
6 extended supervision set by the court.

7 (b) If the department files a petition under this subsection, it shall serve a copy
8 of the petition on the person who is the subject of the petition and, if the person is
9 represented by an attorney, on the person's attorney. If a person who is subject to this
10 section or his or her attorney files a petition under this subsection, the person or his
11 or her attorney shall serve a copy of the petition on the department. The court shall
12 serve a copy of a petition filed under this section on the district attorney. The court
13 may direct the clerk of the court to provide notice of the petition to a victim of a crime
14 committed by the person who is the subject of the petition.

15 (c) The court may conduct a hearing to consider the petition. The court may
16 grant the petition in full or in part if it determines that the modification would meet
17 the needs of the department and the public and would be consistent with the
18 objectives of the person's sentence.

19 (d) A person subject to this section or the department may appeal an order
20 entered by the court under this subsection. The appellate court may reverse the
21 order only if it determines that the sentencing court erroneously exercised its
22 discretion in granting or denying the petition.

23 (e) 1. An inmate may not petition the court to modify the conditions of extended
24 supervision earlier than one year before the date of the inmate's scheduled date of

1 release to extended supervision or more than once before the inmate's release to
2 extended supervision.

3 2. A person subject to this section may not petition the court to modify the
4 conditions of extended supervision within one year after the inmate's release to
5 extended supervision. If a person subject to this section files a petition authorized
6 by this subsection after his or her release from confinement, the person may not file
7 another petition until one year after the date of filing the former petition.

8 **SECTION 140.** 302.113 (8m) of the statutes is created to read:

9 302.113 (8m) (a) Every person released to extended supervision under this
10 section remains in the legal custody of the department. If the department alleges
11 that any condition or rule of extended supervision has been violated by the person,
12 the department may take physical custody of the person for the investigation of the
13 alleged violation.

14 (b) If a person released to extended supervision under this section signs a
15 statement admitting a violation of a condition of extended supervision, the
16 department may, as a sanction for the violation, confine the person for up to 90 days
17 in a regional detention facility or, with the approval of the sheriff, in a county jail.
18 If the department confines the person in a county jail, the department shall provide
19 reimbursement to the county for the actual costs incurred in confining the person,
20 as authorized by the department, from the appropriations under s. 20.410 (1) (ab)
21 and (b). Notwithstanding s. 302.43, the person is not eligible to earn good time credit
22 on any period of confinement imposed under this subsection.

23 ***-2889/P3.3* SECTION 141.** 302.113 (9) of the statutes is amended to read:

24 302.113 (9) (a) If a person released to extended supervision under this section
25 violates a condition of extended supervision, the division of hearings and appeals in

1 the department of administration, upon proper notice and hearing, or the
2 department of corrections, if the person on extended supervision waives a hearing,
3 may revoke the extended supervision of the person ~~and return the person to prison.~~
4 If the extended supervision of the person is revoked, the person shall be returned to
5 the court that sentenced the person and the court shall order the person to be
6 returned to prison] for any specified period of
7 time that does not exceed the time remaining on the bifurcated sentence. The time
8 remaining on the bifurcated sentence is the total length of the bifurcated sentence,
9 less time served by the person in custody under the sentence before release to
10 extended supervision under sub. (2) and less all time served in custody for previous
11 revocations of extended supervision under the sentence. The ~~revocation court~~ order
12 returning a person to prison under this paragraph shall provide the person on whose
13 extended supervision was revoked with credit in accordance with ss. 304.072 and
14 973.155.

15 (b) A person who is returned to prison after revocation of extended supervision
16 shall be incarcerated for the entire period of time specified by the ~~department of~~
17 ~~corrections in the case of a waiver or by the division of hearings and appeals in the~~
18 ~~department of administration in the case of a hearing~~ court under par. (a). The period
19 of time specified under par. (a) may be extended in accordance with sub. (3). If
20 person is returned to prison under par. (a) for a period of time that is less than the
21 time remaining on the bifurcated sentence, the person shall be released to extended
22 supervision after he or she has served the period of time specified by the court under
23 par. (a) and any periods of extension imposed in accordance with sub. (3).

24 (c) A person who is subsequently released to extended supervision after service
25 of the period of time specified by the ~~department of corrections in the case of a waiver~~

1 ~~or by the division of hearings and appeals in the department of administration in the~~
2 ~~case of a hearing court~~ under par. (a) is subject to all conditions and rules under sub.
3 (7) until the expiration of the ~~term of remaining~~ extended supervision portion of the
4 bifurcated sentence. The remaining extended supervision portion of the bifurcated
5 sentence is the total length of the bifurcated sentence, less the time served by the
6 person in custody under the sentence before release to extended supervision under
7 sub. (2) and less all time served in custody for previous revocations of extended
8 supervision under the sentence.

9 ***-2889/P3.4*** SECTION 142. 302.113 (9) (am) of the statutes is created to read:

10 302.113 (9) (am) When a person is returned to the sentencing court under par.
11 (a) after revocation of extended supervision, the division of hearings and appeals in
12 the department of administration, in the case of a hearing, or the department of
13 corrections, in the case of a waiver, shall make a recommendation to the sentencing
14 court concerning the period of time for which the person should be returned to prison.
15 The recommended time period may not exceed the time remaining on the bifurcated
16 sentence, as calculated under par. (a).

17 ***-2889/P3.5*** SECTION 143. 302.113 (9) (d) of the statutes is created to read:

18 302.113 (9) (d) In any case in which there is a hearing before the division of
19 hearings and appeals in the department of administration concerning whether to
20 revoke of a person's extended supervision, the person on extended supervision may
21 seek review of a decision to revoke extended supervision and the department of
22 corrections may seek review of a decision to not revoke extended supervision. Review
23 of a decision under this paragraph may be sought only by an action for certiorari.

24 ***-3370/P2.4*** SECTION 144. 302.113 (9g) of the statutes is created to read:

1 302.113 **(9g)** (a) In this subsection, “program review committee” means the
2 committee at a correctional institution that reviews the security classifications,
3 institution assignments and correctional programming assignments of inmates
4 confined in the institution.

5 (b) An inmate subject to this section may seek modification of his or her
6 bifurcated sentence in the manner specified in par. (f) if he or she meets one of the
7 following criteria:

8 1. The inmate is 65 years of age or older and has served at least 5 years of the
9 term of confinement in prison portion of the bifurcated sentence.

10 2. The inmate is 60 years of age or older and has served at least 10 years of the
11 term of confinement in prison portion of the bifurcated sentence.

12 (c) An inmate who meets one of the criteria under par. (b) may submit a petition
13 to the program review committee at the correctional institution in which the inmate
14 is confined requesting a modification of the inmate’s bifurcated sentence in the
15 manner specified in par. (f). If the program review committee determines that the
16 public interest would be served by a modification of the inmate’s bifurcated sentence
17 in the manner provided under par. (f), the committee shall approve the petition for
18 referral to the sentencing court and notify the department of its approval. The
19 department shall then refer the inmate’s petition to the sentencing court and request
20 the court to conduct a hearing on the petition. If the program review committee
21 determines that the public interest would not be served by a modification of the
22 inmate’s bifurcated sentence in the manner specified in par. (f), the committee shall
23 deny the inmate’s petition.

24 (d) When a court is notified by the department that it is referring to the court
25 an inmate’s petition for modification of the inmate’s bifurcated sentence, the court

1 shall set a hearing to determine whether the public interest would be served by a
2 modification of the inmate's bifurcated sentence in the manner specified in par. (f).
3 The inmate and the district attorney have the right to be present at the hearing, and
4 any victim of the inmate's crime has the right to be present at the hearing and to
5 provide a statement concerning the modification of the inmate's bifurcated sentence.
6 The court shall order such notice of the hearing date as it considers adequate to be
7 given to the department, the inmate, the attorney representing the inmate, if
8 applicable, and the district attorney. Victim notification shall be provided as
9 specified under par. (g).

10 (e) At a hearing scheduled under par. (d), the inmate has the burden of proving
11 by the greater weight of the credible evidence that a modification of the bifurcated
12 sentence in the manner specified in par. (f) would serve the public interest. If the
13 inmate proves that a modification of the bifurcated sentence in the manner specified
14 in par. (f) would serve the public interest, the court shall modify the inmate's
15 bifurcated sentence in that manner. If the inmate does not prove that a modification
16 of the bifurcated sentence in the manner specified in par. (f) would serve the public
17 interest, the court shall deny the inmate's petition for modification of the bifurcated
18 sentence.

19 (f) A court may modify an inmate's bifurcated sentence under this section only
20 as follows:

21 1. The court shall reduce the term of confinement in prison portion of the
22 inmate's bifurcated sentence in a manner that provides for the release of the inmate
23 to extended supervision within 30 days after the date on which the court issues its
24 order modifying the bifurcated sentence.

1 2. The court shall lengthen the term of extended supervision imposed so that
2 the total length of the bifurcated sentence originally imposed does not change.

3 (g) 1. In this paragraph, "victim" has the meaning given in s. 950.02 (4).

4 2. When a court sets a hearing date under par. (d), the clerk of the circuit court
5 shall send a notice of hearing to the victim of the crime committed by the inmate, if
6 the victim has submitted a card under subd. 3. requesting notification. The notice
7 shall inform the victim that he or she may appear at the hearing scheduled under
8 par. (d) and shall inform the victim of the manner in which he or she may provide a
9 statement concerning the modification of the inmate's bifurcated sentence in the
10 manner provided in par. (f). The clerk of the circuit court shall make a reasonable
11 attempt to send the notice of hearing to the last-known address of the inmate's
12 victim, postmarked at least 10 days before the date of the hearing.

13 3. The director of state courts shall design and prepare cards for a victim to send
14 to the clerk of the circuit court for the county in which the inmate was convicted and
15 sentenced. The cards shall have space for a victim to provide his or her name and
16 address, the name of the applicable inmate and any other information that the
17 director of state courts determines is necessary. The director of state courts shall
18 provide the cards, without charge, to clerks of circuit court. Clerks of circuit court
19 shall provide the cards, without charge, to victims. Victims may send completed
20 cards to the clerk of the circuit court for the county in which the inmate was convicted
21 and sentenced. All court records or portions of records that relate to mailing
22 addresses of victims are not subject to inspection or copying under s. 19.35 (1).

23 (h) An inmate may appeal a court's decision to deny the inmate's petition for
24 modification of his or her bifurcated sentence. The state may appeal a court's
25 decision to grant an inmate's petition for a modification of the inmate's bifurcated

1 sentence. In an appeal under this paragraph, the appellate court may reverse a
2 decision granting or denying a petition for modification of a bifurcated sentence only
3 if it determines that the sentencing court erroneously exercised its discretion in
4 granting or denying the petition.

5 (i) If the program review committee denies an inmate's petition under par. (c) ,
6 the inmate may not file another petition within one year after the date of the program
7 review committee's denial. If the program review committee approves an inmate's
8 petition for referral to the sentencing court under par. (c) but the sentencing court
9 denies the petition, the inmate may not file another petition under par. (c) within one
10 year after the date of the court's decision.

11 (j) An inmate eligible to seek modification of his or her bifurcated sentence
12 under this subsection has a right to be represented by counsel in proceedings under
13 this subsection. An inmate, or the department on the inmate's behalf, may apply to
14 the state public defender for determination of indigency and appointment of counsel
15 under s. 977.05 (4) (jm) before or after the filing of a petition with the program review
16 committee under par. (c). If an inmate whose petition has been referred to the court
17 under par. (c) is without counsel, the court shall refer the matter to the state public
18 defender for determination of indigency and appointment of counsel under s. 977.05
19 (4) (jm).

20 **SECTION 145.** 302.114 (5) (f) of the statutes is amended to read:

21 302.114 (5) (f) An inmate may appeal an order denying his or her petition for
22 release to extended supervision. In an appeal under this paragraph, the appellate
23 court may reverse an order denying a petition for release to extended supervision
24 only if it determines that the sentencing court ~~improperly~~ erroneously exercised its
25 discretion in denying the petition for release to extended supervision.

1 ***-2889/P3.6*** SECTION 146. 302.114 (6) (b) of the statutes is amended to read:

2 302.114 (6) (b) If an inmate petitions a court under sub. (5) or (9) ~~(b)~~ (bm) for
3 release to extended supervision under this section, the clerk of the circuit court in
4 which the petition is filed shall send a copy of the petition and, if a hearing is
5 scheduled, a notice of hearing to the victim of the crime committed by the inmate, if
6 the victim has submitted a card under par. (e) requesting notification.

7 ***-2889/P3.7*** SECTION 147. 302.114 (6) (c) of the statutes is amended to read:

8 302.114 (6) (c) The notice under par. (b) shall inform the victim that he or she
9 may appear at the hearing under sub. (5) or (9) ~~(b)~~ (bm), if a hearing is scheduled,
10 and shall inform the victim of the manner in which he or she may provide written
11 statements concerning the inmate's petition for release to extended supervision.

12 **SECTION 148.** 302.114 (8g) of the statutes is created to read:

13 302.114 **(8g)** (a) In this subsection, "serious child sex offender" means a person
14 who has been convicted of committing a crime specified in s. 948.02 (1) or (2) or
15 948.025 (1) against a child who had not attained the age of 13 years.

16 (b) Subject to sub. (8), the department may require as a condition of extended
17 supervision that a serious child sex offender undergo pharmacological treatment
18 using an antiandrogen or the chemical equivalent of an antiandrogen. This
19 paragraph does not prohibit the department from requiring pharmacological
20 treatment using an antiandrogen or the chemical equivalent of an antiandrogen as
21 a condition of probation.

22 **SECTION 149.** 302.114 (8m) of the statutes is created to read:

23 302.114 **(8m)** (a) Every person released to extended supervision under this
24 section remains in the legal custody of the department. If the department alleges
25 that any condition or rule of extended supervision has been violated by the person,

1 the department may take physical custody of the person for the investigation of the
2 alleged violation.

3 (b) If a person released to extended supervision under this section signs a
4 statement admitting a violation of a condition of extended supervision, the
5 department may, as a sanction for the violation, confine the person for up to 90 days
6 in a regional detention facility or, with the approval of the sheriff, in a county jail.
7 If the department confines the person in a county jail, the department shall provide
8 reimbursement to the county for the actual costs incurred in confining the person,
9 as authorized by the department, from the appropriations under s. 20.410 (1) (ab)
10 and (b). Notwithstanding s. 302.43, the person is not eligible to earn good time credit
11 on any period of confinement imposed under this subsection.

12 ***-2889/P3.8* SECTION 150.** 302.114 (9) of the statutes is amended to read:

13 302.114 (9) (a) If a person released to extended supervision under this section
14 violates a condition of extended supervision, the division of hearings and appeals in
15 the department of administration, upon proper notice and hearing, or the
16 department of corrections, if the person on extended supervision waives a hearing,
17 may revoke the extended supervision of the person and ~~return the person to prison.~~
18 If the extended supervision of the person is revoked, the person shall be returned to
19 the court that sentenced the person and the court shall order the person to be
20 returned to prison] for a specified period of time,
21 as provided under par. (b) before he or she is eligible for being released again to
22 extended supervision. The period of time specified under this paragraph may not be
23 less than 5 years and may be extended in accordance with sub. (3).

24 (b) If When a person is returned to prison the sentencing court under par. (a)
25 after revocation of extended supervision, the department of corrections, in the case

1 of a waiver, or the division of hearings and appeals in the department of
2 administration, in the case of a hearing ~~under par. (a)~~, shall ~~specify a~~ make a
3 recommendation to the sentencing court concerning the period of time for which the
4 person shall be incarcerated should be returned to orison before being eligible for
5 release to extended supervision. The period of time ~~specified~~ recommended under
6 this paragraph may not be less than 5 years ~~and may be extended in accordance with~~
7 ~~sub. (3)~~.

8 (bm) A person who is returned to prison under par. (a) after revocation of
9 extended supervision may, upon petition to the sentencing court, be released to
10 extended supervision after he or she has served the entire period of time specified
11 in by the court under par. (b) (a), including any periods of extension imposed under
12 sub. (3). A person may not file a petition under this paragraph earlier than 90 days
13 before the date on which he or she is eligible to be released to extended supervision.
14 If a person files a petition for release to extended supervision under this paragraph
15 at any time earlier than 90 days before the date on which he or she is eligible to be
16 released to extended supervision, the court shall deny the petition without a hearing.
17 The procedures specified in sub. (5) (am) to (f) apply to a petition filed under this
18 paragraph.

19 (c) A person who is subsequently released to extended supervision under par.
20 ~~(b)~~ (bm) is subject to all conditions and rules under sub. (8) until the expiration of the
21 sentence.

22 ***-2889/P3.9* SECTION 151. 302.114** (9) (d) of the statutes is created to read:

23 302.114 (9) (d) In any case in which there is a hearing before the division of
24 hearings and appeals in the department of administration concerning whether to
25 revoke a person's extended supervision, the person on extended supervision may

1 seek review of a decision to revoke extended supervision and the department of
2 corrections may seek review of a decision to not revoke extended supervision. Review
3 of a decision under this paragraph may be sought only by an action for certiorari.

4 **SECTION 152.** 302.33 (1) of the statutes is amended to read:

5 302.33 (1) The maintenance of persons who have been sentenced to the state
6 penal institutions; persons in the custody of the department, except as provided in
7 sub. (2) and ~~s. ss. 301.048 (7), 302.113 (8m) and 302.114 (8m)~~; persons accused of
8 crime and committed for trial; persons committed for the nonpayment of fines and
9 expenses; and persons sentenced to imprisonment therein, while in the county jail,
10 shall be paid out of the county treasury. No claim may be allowed to any sheriff for
11 keeping or boarding any person in the county jail unless the person was lawfully
12 detained therein.

13 ***-2889/P3.10*** **SECTION 153.** 303.065 (1) (b) 1. of the statutes is amended to
14 read:

15 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
16 specified in subd. 2., may be considered for work release only after he or she has
17 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
18 is applicable, or he or she has reached his or her extended supervision eligibility date
19 under s. 302.114 (9) ~~(b)~~ (a) or 973.014 (lg) (a) 1. or 2., whichever is applicable.

20 **SECTION 154.** 303.08 (1) (intro.) of the statutes is amended to read:

21 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
22 of a fine or forfeiture, or contempt of court, or subject to a confinement sanction under
23 s. 302.113 (8m) or 302.114 (8m) may be granted the privilege of leaving the jail during
24 necessary and reasonable hours for any of the following purposes:

25 **SECTION 155.** 303.08 (2) of the statutes is amended to read:

1 303.08 (2) Unless such privilege is expressly granted by the court or in the case
2 of a oerson subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m).
3 the deoartment, the ~~prisoner~~ person is sentenced to ordinary confinement. The A
4 prisoner, other than a oerson subject to a confinement sanction under s. 302.113 (8m)
5 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
6 thereafter, and in the discretion of the court may renew the prisoner's petition. The
7 court may withdraw the privilege at any time by order entered with or without notice.

8 **SECTION 156.** 303.08 (5) (intro.) of the statutes is amended to read:

9 303.08 (5) (intro.) By order of the court or, for a oerson subject to a confinement
10 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the deoartment, the
11 wages, salary and unemployment insurance and employment training benefits
12 received by prisoners shall be disbursed by the sheriff for the following purposes, in
13 the order stated:

14 **SECTION 157.** 303.08 (6) of the statutes is amended to read:

15 303.08 (6) The deoartment, for a oerson subject to a confinement sanction
16 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court may, by order, may
17 authorize the sheriff to whom the prisoner is committed to arrange with another
18 sheriff for the employment or employment training of the prisoner in the other's
19 county, and while so employed or trained to be in the other's custody but in other
20 respects to be and continue subject to the commitment.

21 **SECTION 158.** 303.08 (12) of the statutes is amended to read:

22 303.08 (12) In counties having a house of correction, any person violating the
23 privilege granted under sub. (1) may be transferred by the county jailer to the house
24 of correction for the remainder of the term of the person's sentence or, if applicable,

1 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
2 (8m).

3 ***-3265/P1.3* SECTION 159.** 304.06 (1) (b) of the statutes is amended to read:

4 304.06 (1) (b) Except as provided in s. 961.49 (2), 1997 stats., sub. (lm) or s.
5 302.045 (3), 961.49 (2), 973.01 (6) or 973.0135, the parole commission may parole an
6 inmate of the Wisconsin state prisons or any felon or any person serving at least one
7 year or more in a county house of correction or a county reforestation camp organized
8 under s. 303.07, when he or she has served 25% of the sentence imposed for the
9 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
10 or 973.014 (1) (b) or (c), (lg) or (2), the parole commission may parole an inmate
11 serving a life term when he or she has served 20 years, as modified by the formula
12 under s. 302.11 (1) and subject to extension under s. 302.11 (1 q) and (2), if applicable.
13 The person serving the life term shall be given credit for time served prior to
14 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
15 may grant special action parole releases under s. 304.02. The department or the
16 parole commission shall not provide any convicted offender or other person
17 sentenced to the department's custody any parole eligibility or evaluation until the
18 person has been confined at least 60 days following sentencing.

19 ***-3265/P1.4* SECTION 160.** 304.071 (2) of the statutes is amended to read:

20 304.07 1 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1997 stats.
21 or s. 939.62 (2m) (c), 961.49 (2), 973.01 (6), 973.014 (1) (c) or (lg) or 973.032 (5), he
22 or she is not eligible for parole under this section.

23 ***-3266/P1.108* SECTION 161.** 341.605 (3) of the statutes, as affected by 1997

24 Wisconsin Act 283, is amended to read:

1 34 1.605 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
2 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
3 guilty of a Class H felony.

4 ***-3266/P1.109*** SECTION 162. 342.06 (2) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 342.06 (2) Any person who knowingly makes a false statement in an
7 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
8 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony.

9 ***-3266/P1.110*** SECTION 163. 342.065 (4) (b) of the statutes, as affected by
10 1997 Wisconsin Act 283, is amended to read:

11 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
12 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
13 ~~or both~~ is guilty of a Class H felony.

14 ***-3266/P1.111*** SECTION 164. 342.155 (4) (b) of the statutes, as affected by
15 1997 Wisconsin Act 283, is amended to read:

16 342.155 (4) (b) Any person who violates this section with intent to defraud may
17 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
18 or both is guilty of Class H felony.

19 ***-3266/P1.112*** SECTION 165. 342.156 (6) (b) of the statutes, as affected by
20 1997 Wisconsin Act 283, is amended to read:

21 342.156 (6) (b) Any person who violates this section with intent to defraud may
22 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
23 ~~or both~~ is guilty of a Class H felony.

24 ***-3266/P1.113*** SECTION 166. 342.30 (3) (a) of the statutes is amended to read:

1 342.30 (3) (a) Any person who violates sub. (lg) ~~may be fined not more than~~
2 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both is guilty of a~~
3 Class H felony.

4 ***-3266/P1.114*** SECTION 167. 342.32 (3) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
7 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
8 guilty of a Class H felony.

9 SECTION 168. 343.31 (3) (c) of the statutes is amended to read:

10 343.31 (3) (c) Any person convicted under s. 940.09 of causing the death of
11 another or of an unborn child by the operation or handling of a motor vehicle shall
12 have his or her operating privilege revoked for 5 years. ~~If there was a minor~~
13 ~~passenger under 16 years of age or an unborn child, as defined in s. 939.75 (1), in the~~
14 ~~motor vehicle at the time of the violation that gave rise to the conviction under s.~~
15 ~~940.09, the revocation period is 10 years.~~

16 SECTION 169. 343.31 (3) (f) of the statutes is amended to read:

17 343.31 (3) (f) Any person convicted under s. 940.25 shall have his or her
18 operating privilege revoked for 2 years. ~~If there was a minor passenger under 16~~
19 ~~years of age or an unborn child, as defined in s. 939.75 (1), in the motor vehicle at the~~
20 ~~time of the violation that gave rise to the conviction under s. 940.25, the revocation~~
21 ~~period is 4 years.~~

22 ***-3266/P1.115*** SECTION 170. 343.44 (2) (b) (intro.) of the statutes, as affected
23 by 1997 Wisconsin Act 84, is amended to read:

24 343.44 (2) (b) Except as provided in par. (am), any person who violates sub. (1)
25 (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned for not more than one

1 year in the county jail or both. In imposing a sentence under this paragraph, or a
2 local ordinance in conformity with this paragraph, the court shall review the record
3 and consider the following:

4 ***-3266/P1.116* SECTION 171.** 344.48 (2) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 344.48 (2) Any person violating this section may be fined not more than ~~\$1,000~~
7 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

8 ***-0590/P5.14* SECTION 172.** 346.04 (2t) of the statutes is created to read:

9 346.04 (2t) No operator of a vehicle, after having received a visible or audible
10 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall
11 intentionally resist the traffic officer by failing to stop his or her vehicle as promptly
12 as safety reasonably permits.

13 ***-0590/P5.15* SECTION 173.** 346.04 (4) of the statutes is created to read:

14 346.04 (4) A person may not be convicted of violating both subs. (2t) and (3) for
15 acts arising out of the same incident or occurrence.

16 ***-0590/P5.16* SECTION 174.** 346.17 (2t) of the statutes is created to read:

17 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
18 \$10,000 or imprisoned for not more than 9 months or both.

19 ***-3266/P1.117* SECTION 175.** 346.17 (3) (a) of the statutes, as affected by 1997
20 Wisconsin Act 283, is amended to read:

21 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
22 346.04 (3) ~~shall be fined not less than \$600 nor more than \$10,000 and may be~~
23 imprisoned for not more than 3 years is guilty of a Class I felony.

24 ***-0590/P5.18* SECTION 176.** 346.17 (3) (b) of the statutes, as affected by 1997
25 Wisconsin Act 283, is amended to read:

1 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
2 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
3 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
4 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

5 ***-0590/P5.19*** SECTION 177. 346.17 (3) (c) of the statutes, as affected by 1997
6 Wisconsin Act 283, is amended to read:

7 346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22
8 (14), to another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000~~
9 ~~and may be imprisoned for not more than 3 years~~ is guilty of a Class F felony.

10 ***-0590/P5.20*** SECTION 178. 346.17 (3) (d) of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 346.17 (3) (d) If the violation results in the death of another, the person shall
13 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
14 ~~more than 7 years and 6 months~~ is guilty of a Class E felony.

15 ***-0590/P5.21*** SECTION 179 . 346.175 (1) (a) of the statutes is amended to read:

16 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
17 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for
18 the violation as provided in this section.

19 ***-0590/P5.22*** SECTION 180 . 346.175 (1) (b) of the statutes is amended to read:

20 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
21 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
22 section if the person operating the vehicle or having the vehicle under his or her
23 control at the time of the violation has been convicted for the violation under this
24 section or under s. 346.04 (2t) or (3).

25 ***-0590/P5.23*** SECTION 181. 346.175 (4) (b) of the statutes is amended to read:

1 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
2 the authority issuing the citation with the name and address of the person operating
3 the vehicle or having the vehicle under his or her control at the time of the violation
4 and sufficient information for the officer to determine that probable cause does not
5 exist to believe that the owner of the vehicle was operating the vehicle at the time
6 of the violation, then the owner of the vehicle shall not be liable under this section
7 or under s. 346.04 (2t) or (3).

8 ***-0590/P5.24*** SECTION 182. 346.175 (4) (c) of the statutes is amended to read:

9 346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of
10 the violation the vehicle was in the possession of a lessee, and the lessor provides a
11 traffic officer employed by the authority issuing the citation with the information
12 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under
13 this section or under s. 346.04 (2t) or (3).

14 ***-0590/P5.25*** SECTION 183. 346.175 (4) (d) of the statutes is amended to read:

15 346.175 (4) (d) If the vehicle is owned by a dealer, as defined in s. 340.01 (11)
16 (intro.) but including the persons specified in s. 340.01 (11) (a) to (d), and at the time
17 of the violation the vehicle was being operated by or was under the control of any
18 person on a trial run, and if the dealer provides a traffic officer employed by the
19 authority issuing the citation with the name, address and operator's license number
20 of the person operating the vehicle, then that person, and not the dealer, shall be
21 liable under this section or under s. 346.04 (2t) or (3).

22 ***-0590/P5.26*** SECTION 184. 346.175 (5) (intro.) of the statutes is amended to
23 read:

24 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
25 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

1 ***-0590/P5.27*** SECTION 185. 346.175 (5) (a) of the statutes is amended to read:

2 **346.175** (5) (a) A vehicle owner or other person found liable under this section
3 for a violation of s. 346.04 ~~(2t) or~~ (3) shall be required to forfeit not less than \$300 nor
4 more than \$1,000.

5 ***-3266/P1.121*** SECTION 186. 346.65 (2) (e) of the statutes is amended to read:

6 **346.65 (2)** (e) Except as provided in par. (f), ~~is guilty of a Class H felony and shall~~
7 be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not less than
8 ~~6 months nor more than 5 years~~ if the total number of suspensions, revocations and
9 convictions counted under s. 343.307 (1) equals 5 or more, except that suspensions,
10 revocations or convictions arising out of the same incident or occurrence shall be
11 counted as one.

12 ***-3266/P1.122*** SECTION 187. 346.65 (5) of the statutes, as affected by 1997
13 Wisconsin Act 283, is amended to read:

14 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
15 ~~shall be fined not less than \$600 nor more than \$2,000 and may be imprisoned for~~
16 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

17 ***-3266/P1.123*** SECTION 188. 346.74 (5) (b) of the statutes, as affected by 1997
18 Wisconsin Act 283, is amended to read:

19 346.74 (5) (b) ~~Shall~~ May be fined not ~~less than \$300 nor~~ more than ~~\$5,000~~
20 \$10,000 or imprisoned for not ~~less than 10 days nor~~ more than ~~2 years~~ 9 months or
21 both if the accident involved injury to a person but the person did not suffer great
22 bodily harm.

23 ***-3266/P1.124*** SECTION 189. 346.74 (5) (c) of the statutes, as affected by 1997
24 Wisconsin Act 283, is amended to read:

1 ~~346.74 (5) (c) May be fined not more than \$10,000 or imprisoned not more than~~
2 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person
3 and the person suffered great bodily harm.

4 ***-3266/P1.125*** **SECTION 190.** 346.74 (5) (d) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 ~~346.74 (5) (d) May be fined not more than \$10,000 or imprisoned not more than~~
7 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
8 death to a person.

9 ***-3266/P1.126*** **SECTION 191.** 350.11 (2m) of the statutes, as affected by 1997
10 Wisconsin Act 283, is amended to read:

11 350.11 **(2m)** Any person who violates s. 350.135 (1) ~~shall be fined~~ ~~more than~~
12 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony
13 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
14 person.

15 **SECTION 192.** 351.07 (2) (b) of the statutes is amended to read:

16 351.07 (2) (b) In lieu of the otherwise applicable penalties for the commission
17 of the offenses enumerated in s. 35 1.02 (1) (a) and (b), if a person who is issued an
18 occupational license as provided by sub. (1) or (1 m) ~~and who~~ is convicted of an offense
19 under s. 351.02 (1) (a) or (b) as provided in par. (a) ~~may be required to pay not more~~
20 ~~than 200% of~~ the maximum forfeiture or fine applicable to the offense ~~or may be~~
21 ~~imprisoned for not more than 2 times~~ and the maximum period of imprisonment
22 applicable to the offense ~~or both~~ are doubled.

23 ***-3266/P1.127*** **SECTION 193.** 446.07 of the statutes, as affected by 1997
24 Wisconsin Act 283, is amended to read:

1 **446.07 Penalty.** Anyone violating this chapter may be fined not ~~less than \$100~~
2 ~~nor~~ more than ~~\$500~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
3 both.

4 ***-3266/P1.128*** SECTION 194. 447.09 of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 **447.09 Penalties.** Any person who violates this chapter may be fined not more
7 than \$1,000 or imprisoned for not more than one year in the county jail or both for
8 the first offense and ~~may be fined not more than \$2,500 and imprisoned for not more~~
9 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
10 within 5 years.

11 ***-3266/P1.129*** SECTION 195. 450.11 (9) (b) of the statutes, as affected by 1997
12 Wisconsin Act 283, is amended to read:

13 450.11 (9) (b) Any person who delivers, or who possesses with intent to
14 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
15 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
16 is ailtyv of a Class H felony.

17 ***-3266/P1.130*** SECTION 196. 450.14 (5) of the statutes, as affected by 1997
18 Wisconsin Act 283, is amended to read:

19 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
20 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
21 ~~and 6 months or both~~ is nuiltv of a Class H felony.

22 ***-3266/P1.131*** SECTION 197. 450.15 (2) of the statutes, as affected by 1997
23 Wisconsin Act 283, is amended to read:

1 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
2 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
3 ~~and 6 months or both~~ is guilty of a Class H felony.

4 ***-3266/P1.132* SECTION 198.** 551.58 (1) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 55 1.58 (1) Any person who wilfully violates any provision of this chapter except
7 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
8 or who violates s. 551.54 knowing or having reasonable cause to believe that the
9 statement made was false or misleading in any material respect, ~~may be fined not~~
10 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
11 guilty of a Class H felony. Each of the acts specified shall constitute a separate
12 offense and a prosecution or conviction for any one of such offenses shall not bar
13 prosecution or conviction for any other offense.

14 ***-3266/P1.133* SECTION 199.** 552.19 (1) of the statutes, as affected by 1997
15 Wisconsin Act 283, is amended to read:

16 552.19 (1) Any person, including a controlling person of an offeror or target
17 company, who wilfully violates this chapter or any rule under this chapter, or any
18 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
19 ~~imprisoned for not more than 7 years and 6 months or both~~ is guilty of a Class H
20 felony. of the acts specified constitutes a separate offense and a prosecution or
21 conviction for any one of the offenses does not bar prosecution or conviction for any
22 other offense.

23 ***-3266/P1.134* SECTION 200.** 553.52 (1) of the statutes, as affected by 1997
24 Wisconsin Act 283, is amended to read:

1 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
2 which the person has notice, or who violates s. 553.41 (1) knowing or having
3 reasonable cause to believe either that the statement made was false or misleading
4 in any material respect or that the failure to report a material event under s. 553.31
5 (1) was false or misleading in any material respect, ~~may be fined not more than~~
6 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is suilty of a
7 Class G felony. Each of the acts specified is a separate offense, and a prosecution or
8 conviction for any one of those offenses does not bar prosecution or conviction for any
9 other offense.

10 ***-3266/P1.135*** SECTION 201. 553.52 (2) of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
13 or artifice to defraud in connection with the offer or sale of any franchise or engages,
14 directly or indirectly, in any act, practice, or course of business which operates or
15 would operate as a fraud or deceit upon any person in connection with the offer or
16 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
17 ~~than 7 years and 6 months or both~~ is aulty of a Class G felony.

18 ***-3266/P1.136*** SECTION 202. 562.13 (3) of the statutes, as affected by 1997
19 Wisconsin Act 283, is amended to read:

20 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
21 ~~\$10,000 or imprisoned for~~ ~~more than 3 years or both~~ is guilty of a Class I felony.

22 ***-3266/P1.137*** 'SECTION 203. 562.13 (4) of the statutes, as affected by 1997
23 Wisconsin Act 283, is amended to read:

1 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 ~~may be~~
2 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
3 ~~or both~~ is ailty of a Class H felony.

4 ***-3266/P1.138*** SECTION 204. 565.50 (2) of the statutes, as affected by 1997
5 Wisconsin Act 283, is amended to read:

6 565.50 (2) Any person who alters or forges a lottery ticket or share or
7 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
8 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
9 ~~or both~~ is guilty of a Class I felony.

10 ***-3266/P1.139*** SECTION 205. 565.50 (3) of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
13 with intent to defraud shall be fined not more than \$10,000 or imprisoned for not
14 more than ~~3 years~~ 9 months or both.

15 ***-3266/P1.140*** SECTION 206. 601.64 (4) of the statutes, as affected by 1997
16 Wisconsin Act 283, is amended to read:

17 60 1.64 (4) **CRIMINAL PENALTY.** Whoever intentionally violates or intentionally
18 permits any person over whom he or she has authority to violate or intentionally aids
19 any person in violating any insurance statute or rule of this state, s. 149.13 or
20 149.144 or any effective order issued under s. 60 1.4 1 (4) may is guilty of a Class I
21 felony, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
22 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
23 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
24 meaning expressed under s. 939.23.

1 ***-3266/P1.141*** SECTION 207. 641.19 (4) (a) of the statutes, as affected by 1997
2 Wisconsin Act 283, is amended to read:

3 64 1.19 (4) (a) Any person who wilfully violates or fails to comply with any
4 provision of this chapter or the rules promulgated thereunder or who, knowingly,
5 makes a false statement, a false representation of a material fact, or who fails to
6 disclose a material fact in any registration, examination, statement or report
7 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
8 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is
9 guilty of a Class H felony.

10 ***-3266/P1.142*** SECTION 208. 641.19 (4) (b) of the statutes, as affected by 1997
11 Wisconsin Act 283, is amended to read:

12 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
13 abstracts or converts to his or her own use or to the use of another, any of the moneys,
14 funds, securities, premiums, credits, property, or other assets of any employe welfare
15 fund, or of any fund connected therewith, ~~shall be fined not more than \$10,000 or~~
16 ~~imprisoned for not more than 7 years and 6 months or both~~ is suilty of a Class H
17 felony.

18 ***-0590/P5.28*** SECTION 209. 753.061 (2m) of the statutes is amended to read:

19 753.061 **(2m)** The chief judge of the 1st judicial administrative district is
20 authorized to designate 4 circuit court branches to primarily handle violent crime
21 cases that involve a violation of s. '939.63, if a felony is committed while armed, and
22 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), ~~(1m) and (1r)~~ and 943.32
23 (2). If the circuit court branches are designated under this subsection, 2 shall begin
24 to primarily handle violent crime cases on September 1, 199 1, and 2 shall begin to
25 primarily handle violent crime cases on August 1, 1992.

1 ***-3266/P1.143*** SECTION 210. 765.30 (1) (intro.) of the statutes, as affected by
2 1997 Wisconsin Act 283, is amended to read:

3 765.30 (1) (intro.) The following ~~shall~~ may be fined not ~~less than \$200 nor~~ more
4 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

5 ***-3266/P1.144*** SECTION 211. 765.30 (2) (intro.) of the statutes, as affected by
6 1997 Wisconsin Act 283, is amended to read:

7 765.30 (2) (intro.) The following ~~shall~~ may be fined not ~~less than \$100 nor~~ more
8 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

9 ***-3266/P1.145*** SECTION 212. 768.07 of the statutes, as affected by 1997
10 Wisconsin Act 283, is amended to read:

11 **768.07 Penalty.** Any person who violates any provision of this chapter may
12 be fined not ~~less than \$100 nor~~ more than ~~\$1,000~~ \$10,000 or imprisoned for not more
13 than ~~2 years~~ 9 months or both.

14 ***-3266/P1.146*** SECTION 213. 783.07 of the statutes, as affected by 1997
15 Wisconsin Act 283, is amended to read:

16 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus ~~shall be~~
17 is directed to any public officer, body, board or person, commanding the performance
18 of any duty specially enjoined by law, ~~if it shall appear~~ to ~~thn~~ and the
19 officer or person or any member of ~~such~~ the body or board has, without just excuse,
20 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~
21 ~~exceeding \$5,000, upon every such,~~ the officer, person or member of ~~such~~ the body or
22 board, ~~or sentence the officer, person or member to imprisonment for not more than~~
23 ~~7 years and 6 months~~ is guilty of a Class H felony.

24 ***-2889/P3.11*** SECTION 214. 801.50 (5) of the statutes is amended to read:

1 801.50 (5) Venue of an action for certiorari to review a probation, extended
2 supervision or parole revocation a denial by a program review committee under s.
3 302.113 (9g) of a petition for modification of a bifurcated sentence or a refusal of
4 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an
5 offense for which the relator was on probation, extended supervision or parole or for
6 which the relator is currently incarcerated.

7 ***-2889/P3.12*** SECTION 215. 801.50 (5c) of the statutes is created to read:

8 80 1.50 (5c) Venue of an action for certiorari brought by the department of
9 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke
10 extended supervision shall be in the county in which the person on extended
11 supervision was convicted of the offense for which he or she is on extended
12 supervision.

13 ***-3370/P2.5*** SECTION 216. 911.01 (4) (c) of the statutes is amended to read:

14 9 11 .O 1 (4) (c) *Miscellaneous proceedings.* Proceedings for extradition or
15 rendition; sentencing, ~~or~~ granting or revoking probation, modification of a bifurcated
16 sentence under s. 302.113 (9g), issuance of arrest warrants, criminal summonses and
17 search warrants: proceedings under s. 97 1.14 (1) (c); proceedings with respect to
18 pretrial release under ch. 969 except where habeas corpus is utilized with respect to
19 release on bail or as otherwise provided in ch. 969.

20 ***-0590/P5.29*** SECTION 217. 938.208 (1) (a) of the statutes is amended to read:

21 938.208 (1) (a) Probable cause exists to believe that the juvenile has committed
22 a delinquent act that would be a felony under s. 940.01, 940.02, 940.03, 940.05,
23 940.19 (2) to (6), 940.21, 940.225 (l), 940.31.941.20 (3), 943.02 (l), 943.23 (lg), ~~(1m)~~
24 ~~or (1r)~~, **943.32** (2), 947.013 (1t), (1v) or (lx), 948.02 (1) or (2), 948.025 or 948.03 if
25 committed by an adult.

1 *~~0590/P5.30~~* SECTION 218. 938.34 (4h) (a) of the statutes is amended to read:

2 938.34 (4h) (a) The juvenile is 14 years of age or over and has been adjudicated
3 delinquent for committing a violation of s. 939.31, 939.32 (1) (a), 940.03, 940.21,
4 940.225 (l), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (lg), ~~(1m)~~
5 ~~or (1r)~~, 943.32 (2), 948.02 (l), 948.025, ~~(1) or 948.30 (2), 948.35 (1) (b) or 948.36~~ or the
6 juvenile is 10 years of age or over and has been adjudicated delinquent for attempting
7 or committing a violation of s. 940.01 or for committing a violation of 940.02 or
8 940.05.

9 *~~0590/P5.31~~* SECTION 219. ~~938.34~~ (4m) (b) 1. of the statutes is amended to
10 read:

11 938.34 ~~(4m)~~ (b) 1. The juvenile has committed a delinquent act that would be
12 a felony under s. 940.01, 940.02, 940.03, 940.05, 940.19 (2) to (6), 940.21, 940.225 (l),
13 940.31, 941.20 (3), 943.02 (l), 943.23 (lg), ~~(1m) or (1r)~~, 943.32 (2), 947.013 (1t), (1v)
14 or (lx), 948.02 (1) or (2), 948.025 or 948.03 if committed by an adult.

15 *~~0590/P5.32~~* SECTION 220. 938.355 (2d) (b) 3. of the statutes is amended to
16 read:

17 938.355 ~~(2d)~~ (b) 3. That the parent has committed a violation of s. 940.19 (2),
18 ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a)
19 or a violation of the law of any other state or federal law, if that violation would be
20 a violation of s. 940.19 (2), ~~(3)~~, (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025
21 or 948.03 (2) (a) or (3) (a) committed in this state, and that the violation resulted
22 in great bodily harm, as defined in s. ~~938.22~~ 939.22 (14), or in substantial bodily
23 harm, as defined in s. ~~938.22~~ 939.22 (38), to the juvenile or another child of the
24 parent.

25 *~~0590/P5.33~~* SECTION 221. 938.355 (4) (b) of the statutes is amended to read:

1 938.355 (4) (b) An order under s. 938.34 (4d), (4h) or (4m) for which a juvenile
2 has been adjudicated delinquent is subject to par. (a), except that the judge may make
3 an order under s. 938.34 (4d) or (4m) apply for up to 2 years or until the juvenile's 18th
4 birthdate, whichever is earlier and the judge shall make an order under s. 938.34 (4h)
5 apply for 5 years, if the juvenile is adjudicated delinquent for committing an act that
6 would be punishable as a Class B or C felony if committed by an adult, or until the
7 juvenile reaches 25 years of age, if the juvenile is adjudicated delinquent for
8 committing an act that would be punishable as a Class A felony if committed by an
9 adult.

10 ***-0590/P5.34*** SECTION 222. 938.78 (3) of the statutes is amended to read:

11 938.78 (3) If a juvenile adjudged delinquent under s. 48.12, 1993 stats., or s.
12 938.12 or found to be in need of protection or services under s. 48.13 (12), 1993 stats.,
13 or s. 48.13 (14), 1993 stats., or s. 938.13 (12) or (14) on the basis of a violation of s.
14 941.10, 941.11, 941.20, 941.21, 941.23, 941.235, 941.237, 941.24, 941.26, 941.28,
15 941.295, 941.298, 941.30, 941.31, 941.32, 941.325, 943.02, 943.03, 943.04, 943.10 (2)
16 (a), 943.23 (lg), ~~(1m) or (1r)~~, 943.32 (2), 948.02, 948.025, 948.03, 948.05, 948.055,
17 948.60, 948.605 or 948.61 or any crime specified in ch. 940 has escaped from a secured
18 correctional facility, child caring institution, inpatient facility, as defined in s. 5 1 .01
19 (10) , secure detention facility or juvenile portion of a county jail, or from the custody
20 of a peace officer or a guard of such a facility, institution or jail, or has been allowed
21 to leave a secured correctional facility, child caring institution, inpatient facility,
22 secure detention facility or juvenile portion of a county jail for a specified time period
23 and is absent from the facility, institution or jail for more than 12 hours after the
24 expiration of the specified period, the department or county department having
25 supervision over the juvenile may release the juvenile's name and any information

1 about the juvenile that is necessary for the protection of the public or to secure the
2 juvenile's return to the facility, institution or jail. The department of corrections
3 shall promulgate rules establishing guidelines for the release of the juvenile's name
4 or information about the juvenile to the public.

5 SECTION 223. 939.22 (21) (d) of the statutes is amended to read:

6 939.22 (21) (d) Battery, ~~substantial battery or aggravated battery~~, as
7 prohibited in s. 940.19 or 940.195.

8 ***-0590/P5.35*** SECTION 224. 939.30 (1) of the statutes is amended to read:

9 939.30 (1) Except as provided in sub. (2) and ~~ss. 948.35 and s. 961.455~~, whoever,
10 with intent that a felony be committed, advises another to commit that crime under
11 circumstances that indicate unequivocally that he or she has the intent is guilty of
12 a Class ~~D~~ H felony.

13 ***-0590/P5.36*** SECTION 225. 939.30 (2) of the statutes is amended to read:

14 939.30 (2) For a solicitation to commit a crime for which the penalty is life
15 imprisonment, the actor is guilty of a Class ~~C~~ F felony. For a solicitation to commit
16 a Class ~~E~~ I felony, the actor is guilty of a Class ~~E~~ I felony.

17 SECTION 226. 939.32 (1) (b) of the statutes is repealed.

18 ***-0590/P5.37*** SECTION 227. 939.50 (1) (intro.) of the statutes is amended to
19 read:

20 939.50 (1) (intro.) ~~Except as provided in ss. 946.85 and 946.85, felonies~~
21 ~~in chs. 939 to 951 the statutes~~ are classified as follows:

22 ***-0590/P5.38*** SECTION 228. 939.50 (1) (bc) of the statutes is repealed.

23 ***-0590/P5.39*** SECTION 229. 939.50 (1) (f) of the statutes is created to read:

24 939.50 (1) (f) Class F felony.

25 ***-0590/P5.40*** SECTION 230. 939.50 (1) (g) of the statutes is created to read:

1 939.50 (1) (g) Class G felony.

2 ***-0590/P5.41*** SECTION 231. 939.50 (1) (h) of the statutes is created to read:
3 939.50 (1) (h) Class H felony.

4 ***-0590/P5.42*** SECTION 232. 939.50 (1) (i) of the statutes is created to read:
5 939.50 (1) (i) Class I felony.

6 ***-0590/P5.43*** SECTION 233. 939.50 (2) of the statutes is amended to read:
7 939.50 (2) A felony is a Class A, B, ~~BC~~, C, D ~~or~~, E, ~~F, G, H or I~~ felony when it
8 is so specified in ~~chs. 939 to 951~~ the statutes.

9 ***-0590/P5.44*** SECTION 234. 939.50 (3) (bc) of the statutes, as affected by 1997
10 Wisconsin Act 283, is repealed.

11 ***-0590/P5.45*** SECTION 235. 939.50 (3) (c) of the statutes, as affected by 1997
12 Wisconsin Act 283, is amended to read:

13 939.50 (3) (c) For a Class C felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
14 imprisonment not to exceed ~~15~~ 40 years, or both.

15 ***-0590/P5.46*** SECTION 236. 939.50 (3) (d) of the statutes, as affected by 1997
16 Wisconsin Act 283, is amended to read:

17 939.50 (3) (d) For a Class D felony, a fine not to exceed ~~\$10,000~~ \$100,000 or
18 imprisonment not to exceed ~~10~~ 25 years, or both.

19 ***-0590/P5.47*** SECTION 237. 939.50 (3) (e) of the statutes, as affected by 1997
20 Wisconsin Act 283, is amended to read:

21 939.50 (3) (e) For a Class E felony, a fine not to exceed ~~\$10,000~~ \$50,000 or
22 imprisonment not to exceed ~~5~~ 15 years, or both.

23 ***-0590/P5.48*** SECTION 238. 939.50 (3) (f) of the statutes is created to read:

24 939.50 (3) (f) For a Class F felony, a fine not to exceed \$25,000 or imprisonment
25 not to exceed 12 years and 6 months, or both.

1 ***-0590/P5.49*** SECTION 239. 939.50 (3) (g) of the statutes is created to read:
2 939.50 (3) (g) For a Class G felony, a fine not to exceed \$25,000 or imprisonment
3 not to exceed 10 years, or both.

4 ***-0590/P5.50*** SECTION 240. 939.50 (3) (h) of the statutes is created to read:
5 939.50 (3) (h) For a Class H felony, a fine not to exceed \$10,000 or imprisonment
6 not to exceed 6 years, or both.

7 ***-0590/P5.51*** SECTION 241. 939.50 (3) (i) of the statutes is created to read:
8 939.50 (3) (i) For a Class I felony, a fine not to exceed \$10,000 or imprisonment
9 not to exceed 3 years and 6 months, or both.

10 ***-0590/P5.52*** SECTION 242. 939.615 (7) (b) 2. of the statutes is amended to
11 read:

12 939.615 (7) (b) 2. Whoever violates par. (a) is guilty of a Class ~~E~~ I felony if the
13 same conduct that violates par. (a) also constitutes a crime that is a felony.

14 ***-0590/P5.53*** SECTION 243. 939.615 (7) (c) of the statutes is repealed.

15 ***-0590/P5.54*** SECTION 244. 939.62 (1) (a) of the statutes is amended to read:
16 939.62 (1) (a) A maximum term of one year or less may be increased to not more
17 than ~~3~~ 2 years.

18 ***-0590/P5.55*** SECTION 245. 939.62 (1) (b) of the statutes is amended to read:
19 939.62 (1) (b) A maximum term of more than one year but not more than 10
20 years may be increased by not more than 2 years if the prior convictions were for
21 misdemeanors and by not more than ~~6~~ 4 years if the prior conviction was for a felony.

22 ***-0590/P5.56*** SECTION 246. 939.62 (1) (c) of the statutes is amended to read:
23 939.62 (1)(c) A maximum term of more than 10 years may be increased by not
24 more than 2 years if the prior convictions were for misdemeanors and by not more
25 than ~~10~~ 6 years if the prior conviction was for a felony.

1 ***-0590/P5.57*** SECTION 247. 939.62 (2m) (a) 2m. a. of the statutes is amended
2 to read:

3 939.62 (2m) (a) 2m. a. Any Class A, B or C felony under s. 961.41 (l), (lm) or
4 (1x) ~~if the felony is punishable by a maximum prison term of 30 years or more.~~

5 ***-0590/P5.58*** SECTION 248. 939.62 (2m) (a) 2m. b. of the statutes is amended
6 to read:

7 939.62 (2m) (a) 2m. b. Any felony under s. 940.01, 940.02, 940.03, 940.05,
8 940.09 ~~(1)~~ (1c), 940.16, 940.19 (5), 940.195 (5), 940.21, 940.225 (1) or (2), 940.305,
9 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (lg), ~~(1m) or (1r)~~, 943.32 (2),
10 946.43, 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.06, 948.07, 948.08,
11 or 948.30(2), 948.35 (1)(b) or (c) or 948.36

12 ***-0590/P5.59*** SECTION 249. 939.622 of the statutes is repealed.

13 ***-0590/P5.60*** SECTION 250. 939.623 of the statutes is repealed.

14 ***-0590/P5.61*** SECTION 251. 939.624 of the statutes is repealed.

15 ***-0590/P5.62*** SECTION 252. 939.625 of the statutes is repealed.

16 SECTION 253. 939.63 (1) of the statutes is renumbered 939.63, and 939.63 (1)
17 (d), (2) and (3), as renumbered, are amended to read:

18 939.63 (1) (d) The maximum term of imprisonment for a felony not specified
19 in ~~subd. 2. or 3. par (b) or (c)~~ par (b) or (c) may be increased by not more than 3 years.

20 (2) The increased penalty provided in this ~~subsection~~ section does not apply if
21 possessing, using or threatening to use a dangerous weapon is an essential element
22 of the crime charged.

23 (3) This ~~subsection~~ section applies only to crimes specified under chs. 939 to
24 951 and 961.

25 SECTION 254. 939.63 (2) of the statutes is repealed.

1 ***-0590/P5.63*** SECTION 255. 939.632 (1) (e) 1. of the statutes is amended to
2 read:

3 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 ~~(1)~~
4 ~~(1c)~~, 940.19 (2), ~~(3)~~, (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.305, 940.31, 941.20,
5 941.21, 943.02, 943.06, 943.10 (2), 943.23 (lg), ~~(1m) or (1r)~~, 943.32 (2). 948.02 (1) or
6 (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.055, 948.07, 948.08, or 948.30(2), ~~948.35~~
7 ~~(1) (b) or (c) or 948.36.~~

8 SECTION 256. 939.632 (2) of the statutes is amended to read:

9 939.632 (2) If a person commits a violent crime in a school zone, the maximum
10 ~~period~~ term of imprisonment is increased as follows:

11 (a) If the violent crime is a felony, the maximum ~~period~~ term of imprisonment
12 is increased by 5 years.

13 (b) If the violent crime is a misdemeanor, the maximum ~~period~~ term of
14 imprisonment is increased by 3 months and the place of imprisonment is the county
15 jail.

16 ***-0590/P5.64*** SECTION 257. 939.635 of the statutes is repealed.

17 ***-0590/P5.65*** SECTION 258. 939.64 of the statutes is repealed.

18 ***-0590/P5.66*** SECTION 259. 939.64 1 of the statutes is repealed.

19 SECTION 260. 939.645 (2) of the statutes is amended to read:

20 939.645 (2) (a) If the crime committed under sub. (1) is ordinarily a
21 misdemeanor other than a Class A misdemeanor, the revised maximum fine is
22 \$10,000 and the revised maximum period term of imprisonment is one year in the
23 county jail.

24 (b) If the crime committed under sub. (1) is ordinarily a Class A misdemeanor,
25 the penalty increase under this section changes the status of the crime to a felony and

1 the revised maximum fine is \$10,000 and the revised maximum ~~period~~ term of
2 imprisonment is 2 years.

3 (c) If the crime committed under sub. (1) is a felony, the maximum fine
4 prescribed by law for the crime may be increased by not more than \$5,000 and the
5 maximum period term of imprisonment prescribed by law for the crime may be
6 increased by not more than 5 years.

7 ***-0590/P5.67*** SECTION 261. 939.646 of the statutes is repealed.

8 ***-0590/P5.68*** SECTION 262. 939.647 of the statutes is repealed.

9 ***-0590/P5.69*** SECTION 263. 939.648 of the statutes is repealed.

10 ***-0590/P5.70*** SECTION 264. 939.72 (1) of the statutes is amended to read:

11 939.72 (1) Section 939.30, ~~948.35 or 948.36~~ for solicitation and s. 939.05 as a
12 party to a crime which is the objective of the solicitation; or

13 ***-0590/P5.71*** SECTION 265. 939.75 (1) of the statutes is amended to read:

14 939.75 (1) In this section and ss. 939.24 (l), 939.25 (l), 940.01 (1) (b), 940.02
15 (1m), 940.05 (2g) and (2h), 940.06 (2), 940.08 (2), 940.09 (1) (c) to (e), ~~(1b)~~ and (lg) (c)
16 and (d), 940.10 (2), 940.195, 940.23 (1) (b) and (2) (b), 940.24 (2) and 940.25 (1) (c) to
17 (e) ~~and (1b)~~, "unborn child" means any individual of the human species from
18 fertilization until birth that is gestating inside a woman.

19 ***-0590/P5.72*** SECTION 266. 940.02 (2) (intro.) of the statutes is amended to
20 read:

21 940.02 (2) (intro.) Whoever causes the death of another human being under any
22 of the following circumstances is guilty of a Class ~~B~~ C felony:

23 ***-0590/P5.73*** SECTION 267. 940.03 of the statutes is amended to read:

24 940.03 Felony murder. Whoever causes the death of another human being
25 while committing or attempting to commit a crime specified in s. 940.225 (1) or (2)

1 (a), 943.02, 943.10 (2), ~~943.23 (1g)~~ or 943.32 (2) may be imprisoned for not more than
2 ~~20~~ 15 years in excess of the maximum period term of imprisonment provided by law
3 for that crime or attempt.

4 *~~0590/P5.74~~* SECTION 268. 940.04 (1) of the statutes is amended to read:

5 940.04 (1) Any person, other than the mother, who intentionally destroys the
6 life of an unborn child ~~may be fined not more than \$5,000 or imprisoned not more~~
7 ~~than 3 years or both~~ is guilty of a Class H felony.

8 *~~0590/P5.75~~* SECTION 269. 940.04 (2) (intro.) of the statutes is amended to
9 read:

10 940.04 (2) (intro.) Any person, other than the mother, who does either of the
11 following ~~may be imprisoned not more than 15 years~~ is guilty of a Class E felony:

12 *~~0590/P5.76~~* SECTION 270. 940.04 (4) of the statutes is amended to read:

13 940.04 (4) Any pregnant woman who intentionally destroys the life of her
14 unborn quick child or who consents to such destruction by another ~~may be~~
15 ~~imprisoned not more than 2 years~~ is guilty of a Class I felony.

16 *~~0590/P5.77~~* SECTION 271. 940.06 (1) of the statutes is amended to read:

17 940.06 (1) Whoever recklessly causes the death of another human being is
18 guilty of a Class ~~C~~ D felony.

19 *~~0590/P5.78~~* SECTION 2772. 940.06 (2) of the statutes is amended to read:

20 940.06 (2) Whoever recklessly causes the death of an unborn child is guilty of
21 a Class ~~C~~ D felony.

22 *~~0590/P5.79~~* SECTION 273. 940.07 of the statutes is amended to read:

23 **940.07 Homicide resulting from negligent control of vicious animal.**

24 Whoever knowing the vicious propensities of any animal intentionally allows it to go
25 at large or keeps it without ordinary care, if such animal, while so at large or not

1 confined, kills any human being who has taken all the precautions which the
2 circumstances may permit to avoid such animal, is guilty of a Class ~~C~~ G felony.

3 ***-0590/P5.80*** SECTION 274. 940.08 (1) of the statutes is amended to read:

4 940.08 (1) Whoever causes the death of another human being by the negligent
5 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class
6 D G felony.

7 ***-0590/P5.81*** SECTION 275. 940.08 (2) of the statutes is amended to read:

8 940.08 (2) Whoever causes the death of an unborn child by the negligent
9 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class D
10 G felony.

11 ***-0590/P5.82*** SECTION 276. 940.09 (1) (intro.) of the statutes is amended to
12 read:

13 940.09 (1) (intro.) Any person who does any of the following ~~is guilty of a Class~~
14 B felony may be penalized as provided in sub. (1c):

15 ***-0590/P5.83*** SECTION 277. 940.09 (1b) of the statutes is repealed.

16 ***-0590/P5.84*** SECTION 278. 940.09 (1c) of the statutes is created to read:

17 940.09 (1c) (a) Except as provided in par. (b), a person who violates sub. (1) is
18 guilty of a Class D felony.

19 (b) A person who violates sub. (1) is guilty of a Class C felony if the person has
20 one or more prior convictions, suspensions or revocations, as counted under s.
21 343.307 (2).

22 ***-0590/P5.85*** SECTION 279. 940.10 (1) of the statutes is amended to read:

23 940.10 (1) Whoever causes the death of another human being by the negligent
24 operation or handling of a vehicle is guilty of a Class E G felony.

25 ***-0590/P5.86*** SECTION 280. 940.10 (2) of the statutes is amended to read:

1 940.10 (2) Whoever causes the death of an unborn child by the negligent
2 operation or handling of a vehicle is guilty of a Class ~~E~~ G felony.

3 ***-0590/P5.87*** SECTION 281. 940.11 (1) of the statutes is amended to read:

4 940.11 (1) Whoever mutilates, disfigures or dismembers a corpse, with intent
5 to conceal a crime or avoid apprehension, prosecution or conviction for a crime, is
6 guilty of a Class ~~C~~ F felony.

7 ***-0590/P5.88*** SECTION 282. 940.11 (2) of the statutes is amended to read:

8 940.11 (2) Whoever hides or buries a corpse, with intent to conceal a crime or
9 avoid apprehension, prosecution or conviction for a crime, is guilty of a Class ~~D~~ G
10 felony.

11 ***-0590/P5.89*** SECTION 283. 940.12 of the statutes is amended to read:

12 **940.12 Assisting suicide.** Whoever with intent that another take his or her
13 own life assists such person to commit suicide is guilty of a Class ~~D~~ H felony.

14 ***-0590/P5.90*** SECTION 284. 940.15 (2) of the statutes is amended to read:

15 940.15 (2) Whoever intentionally performs an abortion after the fetus or
16 unborn child reaches viability, as determined by reasonable medical judgment of the
17 woman's attending physician, is guilty of a Class ~~E~~ I felony.

18 ***-0590/P5.91*** SECTION 285. 940.15 (5) of the statutes is amended to read:

19 940.15 (5) Whoever intentionally performs an abortion and who is not a
20 physician is guilty of a Class ~~E~~ I felony.

21 ***-0590/P5.92*** SECTION 286. 940.15 (6) of the statutes is amended to read:

22 940.15 (6) Any physician who intentionally performs an abortion under sub.
23 (3) shall use that method of abortion which, of those he or she knows to be available,
24 is in his or her medical judgment most likely to preserve the life and health of the
25 fetus or unborn child. Nothing in this subsection requires a physician performing

1 an abortion to employ a method of abortion which, in his or her medical judgment
2 based on the particular facts of the case before him or her, would increase the risk
3 to the woman. Any physician violating this subsection is guilty of a Class ~~E~~ I felony.

4 ***-0590/P5.93*** SECTION 287. 940.19 (2) of the statutes is amended to read:

5 940.19 (2) Whoever causes substantial bodily harm to another by an act done
6 with intent to cause bodily harm to that person or another is guilty of a Class ~~E~~ I
7 felony.

8 ***-0590/P5.94*** SECTION 288. 940.19 (3) of the statutes is repealed.

9 ***-0590/P5.95*** SECTION 289. 940.19 (4) of the statutes is amended to read:

10 940.19 (4) Whoever causes great bodily harm to another by an act done with
11 intent to cause bodily harm to that person or another is guilty of a Class ~~D~~ H felony.

12 ***-0590/P5.96*** SECTION 290. 940.19 (5) of the statutes is amended to read:

13 940.19 (5) Whoever causes great bodily harm to another by an act done with
14 intent to cause ~~either substantial bodily harm or~~ great bodily harm to that person
15 or another is guilty of a Class ~~C~~ E felony.

16 ***-0590/P5.97*** SECTION 291. 940.19 (6) (intro.) of the statutes is amended to
17 read:

18 940.19 (6) (intro.) Whoever intentionally causes bodily harm to another by
19 conduct that creates a substantial risk of great bodily harm is guilty of a Class ~~D~~ H
20 felony. A rebuttable presumption of conduct creating a substantial risk of great
21 bodily harm arises:

22 ***-0590/P5.98*** SECTION 292. 940.195 (2) of the statutes is amended to read:

23 940.195 (2) Whoever causes substantial bodily harm to an unborn child by an
24 act done with intent to cause bodily harm to that unborn child, to the woman who is
25 pregnant with that unborn child or another is guilty of a Class ~~E~~ I felony.

1 ***-0590/P5.99*** SECTION 293. 940.195 (3) of the statutes is repealed.

2 ***-0590/P5.100*** SECTION 294. 940.195 (4) of the statutes is amended to read:

3 940.195 (4) Whoever causes great bodily harm to an unborn child by an act
4 done with intent to cause bodily harm to that unborn child, to the woman who is
5 pregnant with that unborn child or another is guilty of a Class ~~D~~ H felony.

6 ***-0590/P5.101*** SECTION 295. 940.195 (5) of the statutes is amended to read:

7 940.195 (5) Whoever causes great bodily harm to an unborn child by an act
8 done with intent to cause ~~either substantial bodily harm or~~ great bodily harm to that
9 unborn child, to the woman who is pregnant with that unborn child or another is
10 guilty of a Class ~~C~~ E felony.

11 ***-0590/P5.102*** SECTION 296. 940.195 (6) of the statutes is repealed.

12 ***-0590/P5.103*** SECTION 297. 940.20 (1) of the statutes is amended to read:

13 940.20 (1) **BATTERY BY PRISONERS.** Any prisoner confined to a state prison or
14 other state, county or municipal detention facility who intentionally causes bodily
15 harm to an officer, employe, visitor or another inmate of such prison or institution,
16 without his or her consent, is guilty of a Class ~~D~~ H felony.

17 ***-0590/P5.104*** SECTION 298. 940.20 (1m) of the statutes is amended to read:

18 940.20 (1m) **BATTERY BY PERSONS SUBJECT TO CERTAIN INJUNCTIONS.** (a) Any
19 person who is subject to an injunction under s. 813.12 or a tribal injunction filed
20 under s. 806.247 (3) and who intentionally causes bodily harm to the petitioner who
21 sought the injunction by an act done without the consent of the petitioner is guilty
22 of a Class ~~E~~ I felony.

23 (b) Any person who is subject to an injunction under s. 813.125 and who
24 intentionally causes bodily harm to the petitioner who sought the injunction by an
25 act done without the consent of the petitioner is guilty of a Class ~~E~~ I felony.

1 ***-0590/P5.105*** SECTION 299. 940.20 (2) of the statutes is amended to read:

2 **940.20 (2) BATTERY TO LAW ENFORCEMENT OFFICERS AND FIRE FIGHTERS.** Whoever
3 intentionally causes bodily harm to a law enforcement officer or fire fighter, as those
4 terms are defined in s. 102.475 (8) (b) and (c), acting in an official capacity and the
5 person knows or has reason to know that the victim is a law enforcement officer or
6 fire fighter, by an act done without the consent of the person so injured, is guilty of
7 a Class **D H** felony.

8 ***-0590/P5.106*** SECTION 300. 940.20 (2m) (b) of the statutes is amended to
9 read:

10 **940.20 (2m) (b)** Whoever intentionally causes bodily harm to a probation,
11 extended supervision and parole agent or an aftercare agent, acting in an official
12 capacity and the person knows or has reason to know that the victim is a probation,
13 extended supervision and parole agent or an aftercare agent, by an act done without
14 the consent of the person so injured, is guilty of a Class **D H** felony.

15 ***-0590/P5.107*** SECTION 301. 940.20 (3) of the statutes is amended to read:

16 **940.20 (3) BATTERY TO JURORS.** Whoever intentionally causes bodily harm to a
17 person who he or she knows or has reason to know is or was a grand or petit juror,
18 and by reason of any verdict or indictment assented to by the person, without the
19 consent of the person injured, is guilty of a Class **D H** felony.

20 ***-0590/P5.108*** SECTION 302. 940.20 (4) of the statutes is amended to read:

21 **940.20 (4) BATTERY TO PUBLIC OFFICERS.** Whoever intentionally causes bodily
22 harm to a public officer in order to influence the action of such officer or as a result
23 of any action taken within an official capacity, without the consent of the person
24 injured, is guilty of a Class **E I** felony.

25 ***-0590/P5.109*** SECTION 303. 940.20 (5) (b) of the statutes is amended to read:

1 940.20 (5) (b) Whoever intentionally causes bodily harm to a technical college
2 district or school district officer or employe acting in that capacity, and the person
3 knows or has reason to know that the victim is a technical college district or school
4 district officer or employe, without the consent of the person so injured, is guilty of
5 a Class E I felony.

6 ***-0590/P5.110*** SECTION 304. 940.20 (6) (b) (intro.) of the statutes is amended
7 to read:

8 940.20 (6) (b) (intro.) Whoever intentionally causes bodily harm to another
9 under any of the following circumstances is guilty of a Class E I felony:

10 ***-0590/P5.111*** SECTION 305. 940.20 (7) (b) of the statutes is amended to read:

11 940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency
12 department worker, an emergency medical technician, a first responder or an
13 ambulance driver who is acting in an official capacity and who the person knows or
14 has reason to know is an emergency department worker, an emergency medical
15 technician, a first responder or an ambulance driver, by an act done without the
16 consent of the person so injured, is guilty of a Class D H felony.

17 ***-0590/P5.112*** SECTION 306. 940.201 (2) (intro.) of the statutes is amended
18 to read:

19 940.201 (2) (intro.) Whoever does any of the following is guilty of a Class D H
20 felony:

21 ***-0590/P5.113*** SECTION 307. 940.203 (2) (intro.) of the statutes is amended
22 to read:

23 940.203 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
24 cause bodily harm to the person or family member of any judge under all of the
25 following circumstances is guilty of a Class D H felony:

1 ***-0590/P5.114* SECTION 308.** 940.205 (2) (intro.) of the statutes is amended
2 to read:

3 940.205 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
4 cause bodily harm to the person or family member of any department of revenue
5 official, employe or agent under all of the following circumstances is guilty of a Class
6 D H felony:

7 ***-0590/P5.115* SECTION 309.** 940.207 (2) (intro.) of the statutes is amended
8 to read:

9 940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
10 cause bodily harm to the person or family member of any department of commerce
11 or department of workforce development official, employe or agent under all of the
12 following circumstances is guilty of a Class D H felony:

13 ***-0590/P5.116* SECTION 310.** 940.21 of the statutes is amended to read:

14 **940.21 Mayhem.** Whoever, with intent to disable or disfigure another, cuts or
15 mutilates the tongue, eye, ear, nose, lip, limb or other bodily member of another, is
16 guilty of a Class B C felony.

17 ***-0590/P5.117* SECTION 311.** 940.22 (2) of the statutes is amended to read:

18 **940.22 (2) SEXUAL CONTACT PROHIBITED.** Any person who is or who holds himself
19 or herself out to be a therapist and who intentionally has sexual contact with a
20 patient or client during any ongoing therapist-patient or therapist-client
21 relationship, regardless of whether it occurs during any treatment, consultation,
22 interview or examination, is guilty of a Class C F felony. Consent is not an issue in
23 an action under this subsection.

24 ***-0590/P5.118* SECTION 312.** 940.225 (2) (intro.) of the statutes is amended
25 to read:

1 940.225 (2) ~~SECOND DEGREE SEXUAL ASSAULT~~, (intro.) Whoever does any of the
2 following is guilty of a Class ~~B~~ C felony:

3 ***-0590/P5.119*** SECTION 313. 940.225 (3) of the statutes is amended to read:

4 940.225 (3) ~~THIRD DEGREE SEXUAL ASSAULT~~. Whoever has sexual intercourse
5 with a person without the consent of that person is guilty of a Class ~~D~~ G felony.
6 Whoever has sexual contact in the manner described in sub. (5) (b) 2. with a person
7 without the consent of that person is guilty of a Class ~~D~~ G felony

8 ***-0590/P5.120*** SECTION 314. 940.23 (1) (a) of the statutes is amended to read:

9 940.23 (1) (a) Whoever recklessly causes great bodily harm to another human
10 being under circumstances which show utter disregard for human life is guilty of a
11 Class ~~C~~ D felony.

12 ***-0590/P5.121*** SECTION 315. 940.23 (1) (b) of the statutes is amended to read:

13 940.23 (1) (b) Whoever recklessly causes great bodily harm to an unborn child
14 under circumstances that show utter disregard for the life of that unborn child, the
15 woman who is pregnant with that unborn child or another is guilty of a Class ~~C~~ D
16 felony.

17 ***-0590/P5.122*** SECTION 316. 940.23 (2) (a) of the statutes is amended to read:

18 940.23 (2) (a) Whoever recklessly causes great bodily harm to another human
19 being is guilty of a Class ~~D~~ F felony.

20 ***-0590/P5.123*** SECTION 317. 940.23 (2) (b) of the statutes is amended to read:

21 940.23 (2) (b) Whoever recklessly causes great bodily harm to an unborn child
22 is guilty of a Class ~~D~~ F felony.

23 ***-0590/P5.124*** SECTION 318. 940.24 (1) of the statutes is amended to read:

24 940.24 (1) Whoever causes bodily harm to another by the negligent operation
25 or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~ I felony.

1 ***-0590/P5.125* SECTION 319.** 940.24 (2) of the statutes is amended to read:

2 940.24 (2) Whoever causes bodily harm to an unborn child by the negligent
3 operation or handling of a dangerous weapon, explosives or fire is guilty of a Class ~~E~~
4 I felony.

5 ***-0590/P5.126* SECTION 320.** 940.25 (1) (intro.) of the statutes is amended to
6 read:

7 940.25 (1) (intro.) Any person who does any of the following is guilty of a Class
8 ~~D E~~ felony:

9 ***-0590/P5.127* SECTION 321.** 940.25 (lb) of the statutes is repealed.

10 ***-0590/P5.128* SECTION 322.** 940.285 (2) (b) lg. of the statutes is amended to
11 read:

12 940.285 (2) (b) lg. Any person violating par. (a) 1. or 2. under circumstances
13 that cause death is guilty of a Class ~~B C~~ felony. Any nerson violating: par. (a) 3. under
14 circumstances that cause death is aulty of a Class D felony.

15 ***-0590/P5.129* SECTION 323.** 940.285 (2) (b) lm. of the statutes is amended
16 to read:

17 940.285 (2) (b) lm. Any person violating par. (a) under circumstances that
18 cause great bodily harm is guilty of a Class ~~C F~~ felony.

19 ***-0590/P5.130* SECTION 324.** 940.285 (2) (b) lr. of the statutes is amended to
20 read:

21 940.285 (2) (b) lr. Any person violating par. (a) 1. under circumstances that are
22 likely to cause great bodily harm is guilty of a Class ~~D G~~ felony. Any nerson violating
23 par. (a) 2. or 3. under circumstances that are likely to cause great bodily harm is
24 guiltv of a Class I felony.

1 ***-0590/P5.131*** SECTION 325. 940.285 (2) (b) 2. of the statutes is amended to
2 read:

3 940.285 (2) (b) 2. Any person violating par. (a) 1. under circumstances that
4 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person
5 violating oar. (a) 1. under circumstances that are likely to cause bodily harm is ailty
6 of a Class I felony.

7 ***-0590/P5.132*** SECTION 326. 940.285 (2) (b) 3. of the statutes is repealed.

8 ***-0590/P5.133*** SECTION 327. 940.29 of the statutes is amended to read:

9 **940.29 Abuse of residents of penal facilities.** Any person in charge of or
10 employed in a penal or correctional institution or other place of confinement who
11 abuses, neglects or ill-treats any person confined in or a resident of any such
12 institution or place or who knowingly permits another person to do so is guilty of a
13 Class ~~E~~ I felony.

14 ***-0590/P5.134*** SECTION 328. 940.295 (3) (b) lg. of the statutes is amended to
15 read:

16 940.295 (3) (b) lg. Any person violating par. (a) 1 or 2. under circumstances
17 that cause death to a vulnerable person is guilty of a Class ~~B~~ C felony. Any person
18 violating oar. (a) 3. under circumstances that cause death to a vulnerable person is
19 guilty of a Class D felony.

20 ***-0590/P5.135*** SECTION 329. 940.295 (3) (b) lm. of the statutes is amended
21 to read:

22 940.295 (3) (b) 1 m. Any person violating par. (a) under circumstances that
23 cause great bodily harm to a vulnerable person is guilty of a Class ~~C~~ E felony.

24 ***-0590/P5.136*** SECTION 330. 940.295 (3) (b) lr. of the statutes is amended to
25 read:

1 940.295 (3) (b) 1r. Except as provided in subd. 1m., any person violating par.
2 (a) 1. under circumstances that cause ~~or are likely to cause~~ great bodily harm is guilty
3 of a Class ~~D~~ F felony. Any person violating par. (a)-1 under circumstances that are
4 likely to cause great bodily harm is guilty of a Class G felony.

5 ***-0590/P5.137* SECTION 331.** 940.295 (3) (b) 2. of the statutes is amended to
6 read: -

7 940.295 (3) (b) 2. Any person violating par. (a) 1. under circumstances that
8 cause ~~or are likely to cause~~ bodily harm is guilty of a Class ~~E~~ H felony. Any person
9 violating par. (a) 1. under circumstances that are likely to cause bodily harm is guilty
10 of a Class I felony.

11 ***-0590/P5.138* SECTION 332.** 940.295 (3) (b) 3. of the statutes is amended to
12 read:

13 940.295 (3) (b) 3. Except as provided in subd. 1m., any person violating par. (a)
14 2. or 3. under circumstances that cause ~~or are likely to cause~~ great bodily harm is
15 guilty of a Class ~~E~~ H felony. Any person violating par. (a) 2. or 3. under circumstances
16 that are likely to cause great bodily harm is guilty of a Class I felony.

17 ***-0590/P5.139* SECTION 333.** 940.30 of the statutes is amended to read:

18 **940.30 False imprisonment.** Whoever intentionally confines or restrains
19 another without the person's consent and with knowledge that he or she has no
20 lawful authority to do so is guilty of a Class ~~E~~ H felony.

21 ***-0590/P5.140* SECTION 334.** 940.305 (1) of the statutes is amended to read:

22 940.305 (1) Except as provided in sub. (2), whoever by force or threat of
23 imminent force seizes, confines or restrains a person without the person's consent
24 and with the intent to use the person as a hostage in order to influence a person to

1 perform or not to perform some action demanded by the actor is guilty of a Class 4
2 B felony.

3 ***-0590/P5.141*** SECTION 335. 940.305 (2) of the statutes is amended to read:

4 940.305 (2) Whoever commits a violation specified under sub. (1) is guilty of
5 a Class B C felony if, before the time of the actor's arrest, each person who is held as
6 a hostage is released without bodily harm.

7 ***-0590/P5.142*** SECTION 336. 940.31 (1) (intro.) of the statutes is amended to
8 read:

9 940.31 (1) (intro.) Whoever does any of the following is guilty of a Class B C
10 felony:

11 ***-0590/P5.143*** SECTION 337. 940.31 (2) (a) of the statutes is amended to read:

12 940.31 (2) (a) Except as provided in par. (b), whoever violates sub. (1) with
13 intent to cause another to transfer property in order to obtain the release of the victim
14 is guilty of a Class ~~A~~ B felony.

15 ***-0590/P5.144*** SECTION 338. 940.31 (2) (b) of the statutes is amended to read:

16 940.31 (2) (b) Whoever violates sub. (1) with intent to cause another to transfer
17 property in order to obtain the release of the victim is guilty of a Class B C felony if
18 the victim is released without permanent physical injury prior to the time the first
19 witness is sworn at the trial.

20 ***-0590/P5.145*** SECTION 339. 940.32 (2) (intro.) of the statutes is amended to
21 read:

22 940.32 (2) (intro.) Whoever meets all of the following criteria is guilty of a Class
23 ~~A misdemeanor~~ I felony:

24 ***-0590/P5.146*** SECTION 340. 940.32 (2m) of the statutes is amended to read:

1 940.32 **(2m)** Whoever violates sub. (2) is guilty of a Class D G felony if he or she
2 intentionally gains access to a record in electronic format that contains personally
3 identifiable information regarding the victim in order to facilitate the violation
4 under sub. (2).

5 ***-0590/P5.147*** SECTION 341. 940.32 (3) (intro.) of the statutes is amended to
6 read:

7 940.32 (3) (intro.) Whoever violates sub. (2) under any of the following
8 circumstances is guilty of a Class E H felony:

9 ***-0590/P5.148*** SECTION 342. 940.32 (3m) (intro.) of the statutes is amended
10 to read:

11 940.32 **(3m)** (intro.) Whoever violates sub. (3) under all of the following
12 circumstances is guilty of a Class D G felony:

13 ***-0590/P5.149*** SECTION 343. 940.43 (intro.) of the statutes is amended to
14 read:

15 **940.43 Intimidation of witnesses; felony.** (intro.) Whoever violates s.
16 940.42 under any of the following circumstances is guilty of a Class D G felony:

17 ***-0590/P5.150*** SECTION 344. 940.45 (intro.) of the statutes is amended to
18 read:

19 **940.45 Intimidation of victims; felony.** (intro.) Whoever violates s. 940.44
20 under any of the following circumstances is guilty of a Class D G felony:

21 ***-0590/P5.151*** SECTION 345. 941.11 (intro.) of the statutes is amended to
22 read:

23 **941.11 Unsafe burning of buildings.** (intro.) Whoever does either of the
24 following is guilty of a Class D H felony:

25 ***-0590/P5.152*** SECTION 346. 941.12 (1) of the statutes is amended to read:

1 94 1.12 (1) Whoever intentionally interferes with the proper functioning of a
2 fire alarm system or the lawful efforts of fire fighters to extinguish a fire is guilty of
3 a Class E I felony.

4 ***-0590/P5.153*** SECTION 347. 941.20 (2) (intro.) of the statutes is amended to
5 read:

6 94 1.20 (2) (intro.) Whoever does any of the following is guilty of a Class E G
7 felony:

8 ***-0590/P5.154*** SECTION 348. 941.20 (3) (a) (intro.) of the statutes is amended
9 to read:

10 941.20 (3) (a) (intro.) Whoever intentionally discharges a firearm from a
11 vehicle while on a highway, as defined in s. 340.01 (22), or on a vehicle parking lot
12 that is open to the public under any of the following circumstances is guilty of a Class
13 C F felony:

14 ***-0590/P5.155*** SECTION 349. 941.21 of the statutes is amended to read:

15 **941.21 Disarming a peace officer.** Whoever intentionally disarms a peace
16 officer who is acting in his or her official capacity by taking a dangerous weapon or
17 a device or container described under s. 941.26 (1) (b) or (4) (a) from the officer
18 without his or her consent is guilty of a Class E H felony. This section applies to any
19 dangerous weapon or any device or container described under s. 94 1.26 (1) (b) or (4)
20 (a) that the officer is carrying or that is in an area within the officer's immediate
21 presence.

22 ***-0590/P5.156*** SECTION 350. 941.235 (1) of the statutes is amended to read:

23 94 1.235 (1) Any person who goes armed with a firearm in any building owned
24 or leased by the state or any political subdivision of the state is guilty of a Class B
25 A misdemeanor.

1 ***-0590/P5.157*** SECTION 351. 941.26 (2) (a) of the statutes is amended to read:
2 941.26 (2) (a) Any person violating sub. (1) (a) is guilty of a Class ~~E~~ H felony.

3 ***-0590/P5.158*** SECTION 352. 941.26 (2) (b) of the statutes is amended to read:
4 941.26 (2) (b) Any person violating sub. (1m) is guilty of a Class ~~C~~ F felony.

5 ***-0590/P5.159*** SECTION 353. 941.26 (2) (e) of the statutes is amended to read:
6 94 1.26 (2) (e) Any person who violates sub. (1) (b) regarding the sale or
7 commercial transportation of the bomb, grenade, projectile, shell or container under
8 sub. (1) (b) is guilty of a Class ~~E~~ H felony.

9 ***-0590/P5.160*** SECTION 354. 941.26 (2) (f) of the statutes is amended to read:
10 94 1.26 (2) (f) Any person who violates sub. (1) (b) regarding the use of the bomb,
11 grenade, projectile, shell or container under sub. (1) (b) to cause bodily harm or bodily
12 discomfort to a person who the actor knows, or has reason to know, is a peace officer
13 who is acting in an official capacity is guilty of a Class ~~D~~ H Felony.

14 ***-0590/P5.161*** SECTION 355. 941.26 (2) (g) of the statutes is amended to read:
15 94 1.26 (2) (g) Any person who violates sub. (1) (b) regarding the use of the bomb,
16 grenade, projectile, shell or container under sub. (1) (b) during his or her commission
17 of another crime to cause bodily harm or bodily discomfort to another or who
18 threatens to use the bomb, grenade, projectile, shell or container during his or her
19 commission of another crime to incapacitate another person is guilty of a Class ~~E~~ H
20 felony.

21 ***-0590/P5.162*** SECTION 356. 941.26 (4) (d) of the statutes is amended to read:
22 94 1.26 (4) (d) Whoever intentionally uses a device or container described under
23 par. (a) to cause bodily harm or bodily discomfort to a person who the actor knows,
24 or has reason to know, is a peace officer who is acting in an official capacity is guilty
25 of a Class ~~D~~ H felony.

1 ***-0590/P5.163*** SECTION 357. 94 1.26 (4) (e) of the statutes is amended to read:

2 941.26 (4) (e) Whoever uses a device or container described under par. (a)
3 during his or her commission of another crime to cause bodily harm or bodily
4 discomfort to another or who threatens to use the device or container during his or
5 her commission of another crime to incapacitate another person is guilty of a Class
6 E H felony.

7 ***-0590/P5.164*** SECTION 358. 941.28 (3) of the statutes is amended to read:

8 94 1.28 (3) Any person violating this section is guilty of a Class E H felony.

9 ***-0590/P5.165*** SECTION 359. 94 1.29 (2) (intro.) of the statutes is amended to
10 read:

11 94 1.29 (2) (intro.) A person specified in sub. (1) is guilty of a Class E G felony
12 if he or she possesses a firearm under any of the following circumstances:

13 ***-0590/P5.166*** SECTION 360. 941.29 (2m) of the statutes is repealed.

14 ***-0590/P5.167*** SECTION 361. 941.295 (1) of the statutes is amended to read:

15 94 1.295 (1) Whoever sells, transports, manufactures, possesses or goes armed
16 with any electric weapon is guilty of a Class E H felony.

17 ***-0590/P5.168*** SECTION 362. 941.296 (2) (intro.) of the statutes is amended
18 to read:

19 941.296 (2) (intro.) Whoever uses or possesses a handgun during the
20 commission of a crime under chs. 939 to 948 or 961 is guilty of a Class E H felony
21 under any of the following circumstances.

22 ***-0590/P5.169*** SECTION 363. 941.296 (3) of the statutes is repealed.

23 ***-0590/P5.170*** SECTION 364. 941.298 (2) of the statutes is amended to read:

24 941.298 (2) Whoever sells, delivers or possesses a firearm silencer is guilty of
25 a Class E H felony.

1 ***-0590/P5.171*** SECTION 365. 94 1.30 (1) of the statutes is amended to read:

2 94 1.30 (1) **FIRST-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever recklessly
3 endangers another's safety under circumstances which show utter disregard for
4 human life is guilty of a Class **D F** felony.

5 ***-0590/P5.172*** SECTION 366. 941.30 (2) of the statutes is amended to read:

6 941.30 (2) **SECOND-DEGREE RECKLESSLY ENDANGERING SAFETY.** Whoever
7 recklessly endangers another's safety is guilty of a Class **E G** felony.

8 ***-0590/P5.173*** SECTION 367. 941.31 (1) of the statutes is amended to read:

9 941.31 (1) Whoever makes, buys, transports, possesses, or transfers any
10 explosive compound or offers to do the same, either with intent to use such explosive
11 to commit a crime or knowing that another intends to use it to commit a crime, is
12 guilty of a Class **C F** felony.

13 ***-0590/P5.174*** SECTION 368. 94 1.3 1 (2) (b) of the statutes is amended to read:

14 941.31 (2) (b) Whoever makes, buys, sells, transports, possesses, uses or
15 transfers any improvised explosive device, or possesses materials or components
16 with intent to assemble any improvised explosive device, is guilty of a Class **E H**
17 felony.

18 **SECTION 369.** 941.315 (3) (intro.) of the statutes is amended to read:

19 941.315 (3) (intro.) Whoever does any of the following is guilty of a Class **D H**
20 felony:

21 ***-0590/P5.175*** SECTION 370. 941.32 of the statutes is amended to read:

22 **941.32 Administering dangerous or stupefying drug.** Whoever
23 administers to another or causes another to take any poisonous, stupefying,
24 overpowering, narcotic, or anesthetic substance with intent thereby to facilitate the
25 commission of a crime is guilty of a Class **C F** felony.